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MINUTES
OF THE
TRUSTEES
OF THE
Internal Improvement Fund
State of Florida

VOLUME XXXIV

From July 1, 1962 to July 1, 1964

Published Under Authority of Trustees of Internal
Improvement Fund

TALLAHASSEE, FLORIDA

1964

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Tallahassee, Florida
July 10, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson Director-Secretary

The Trustees approved the minutes of the meeting on June 26, 1962, which had been approved by the Attorney General and copies furnished to each member.

LAND SALES

BREVARD COUNTY - File No. 1124-05-253.12. On May 22 the Trustees considered application by Robert P. McLarty, riparian upland owner, to purchase a parcel of submerged land in the Banana River in Section 34, Township 24 South, Range 37 East, within the established bulkhead line. An area of 12.5 acres, adjusted in accordance with layout suggested by the Trustees staff, was advertised for objections only in the Cocoa Tribune and proof of publication filed with the Trustees.

Protests received after the thirty-day period from date of first publication from the Izaac Walton League and C. E. Yoder were based on general objection to filling submerged land and charged that the proposed sale would benefit the applicant rather than the public.

Members felt that the riparian owner should have the right to develop within the established bulkhead line, but it was agreed that prices in the area might have increased and a new appraisal was needed.

Upon motion by Mr. Ervin duly adopted, the Trustees overruled the objections but deferred final action on the sale for rechecking on the matter of price.

MARTIN COUNTY - File No. 1112-43-253.12. On May 22 the Trustees considered offer of the appraised price of $275.00 per parcel from Roger M. Skillman et al, riparian upland owners, for a parcel of submerged land in the Great Pocket lying easterly of and abutting Lot 35 of Subdivision of Lots 13 and 14 Hanson Grant, Plat Book 1 at Page 89, Public Records of Palm Beach County, said parcel lying and being in Martin County and containing 0.79 of an acre, more or less, within the established bulkhead line. The parcel was advertised for objections only in the Stuart News, proof of publication filed with the Trustees, and a protest was filed on the sale date by Mrs. Sarah C. Freyer, holder of a mortgage on the applicant's adjacent upland.

Upon motion by Mr. Ervin duly adopted, the Trustees confirmed sale subject to the purchaser including the 0.79 acre parcel in the mortgage by some subordinate agreement, which Mr. Skillman stated was already prepared for the purpose.

MONROE COUNTY - File No. 1139-44-253.12. On May 22 the Trustees considered offer of $235.00 per acre from Monco of Monroe, Inc., abutting upland owner, for 28.6 acres, more or less, of submerged land in Broad Creek in Sections 32 and 33, Township 58 South, Range 41 East, surrounding Government Lot 9 of said Section 32, commonly known as Anne Key. The land was advertised for objections only in the Key West Citizen, proof of publication filed with the Trustees, and no protest received.

Upon motion by Mr. Larson duly adopted, the Trustees confirmed sale to the applicant at the price offered.

MONROE COUNTY - File No. 1143-44-253.12. On May 29 the Trustees considered application by Ruth G. Burnett, abutting upland owner, with offer of the established price of $425.00 per acre for a parcel of submerged land in the Straits of Florida in Section 15, Township 64 South, Range 36 East, 0.56 of an acre, more or less, at Lower Matecumbe Key. The parcel was advertised in the Coral Tribune, proof of publication filed, and no protest received.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the price offered.

MONROE COUNTY - File No. 1144-44-253.12. On May 29 the Trustees considered application by Sanel Beer and wife, abutting upland owners, with offer of the established price of $300.00 per acre for a parcel of submerged land in Florida Bay in Section 14, Township 62 South, Range 38 East, 0.90 acre, more or less, at Key Largo. The land was advertised for objections only in the Coral Tribune, proof of publication filed with the Trustees, and no protest received.

Upon motion by Mr. Larson duly adopted, the Trustees confirmed sale to the applicant at the price offered.

PALM BEACH COUNTY - File No. 1133-50-253.12. On May 22 the Trustees considered application from Edward Corporation and Isabel Corporation, abutting upland owners, to purchase two parcels of submerged land in Jupiter Sound in Section 31, Township 40 South, Range 43 East, comprising 0.136 acre, more or less, appraised at $1934.00 per acre. The parcel was advertised for objections only in the Palm Beach Post, proof of publication filed, and no protest received. Central and Southern Florida Flood Control District waived objection to proposed sale, and the County Engineer in letter to applicant's agent, Gee and Jenson, stated that the county had no objection to dredging and filling of the sale area.

Upon motion duly adopted, the Trustees approved sale of the 0.021 acre parcel for $100.00 minimum, and the 0.115 acre parcel at $1934.00 per acre.

SARASOTA COUNTY - File No. 1136-58-253.12. On May 29 the Trustees considered offer of $500.00 per acre from Stanton Investment Company, abutting upland owner, for a parcel of submerged land in Little Sarasota Bay in Section 18, Township 37 South, Range 18 East, 1.252 acres within the established bulkhead line. The land was advertised in the Sarasota Herald, proof of publication filed with the Trustees, and no protest filed. Mr. J. Velma Keen was present on the sale date on behalf of the applicant.

Upon motion by Mr. Ervin duly adopted, the Trustees confirmed sale to the applicant at the price offered.

APPLICATIONS FOR LAND

MONROE COUNTY - File No. 1141-44-253.12. Competitive sale. Leo Wallach offered $425.00 for 17 acres of Wilson Key and adjacent submerged land in Section 22, Township 63 South, Range 37 East north of Whale Harbor Bridge, the Key being sovereignty land more than 700 feet north of the centerline of the Overseas Highway separated from upland by existing channels. Florida Board of Conservation reported that the proposed dredge and fill project would not adversely affect the marine environment of the area, that deepening between the Key and an area leased adjacent to the highway would be desirable, and recommended that fill be obtained from flats north and east of the Key, leaving the bars in Whale Harbor Channel northeast of the

the Key intact if possible. The applicant contemplated developing a sport fishing resort.

Applicant submitted paid invoice for engineering and survey costs and $50.00 application fee, totaling $588.53. Under established procedure for sale of offshore sovereignty lands not riparian to upland the notice for bids would require successful purchaser to reimburse the applicant his paid engineering and survey costs upon confirmation of the sale, and the Director recommended that reimbursement by purchaser of the application fee also be allowed.

Upon motion duly adopted, the Trustees authorized the land advertised for competitive sale with $425.00 as starting bid, the notice to require reimbursement in the sum of $588.53 to the applicant, if not the successful bidder.

BREVARD, DADE, MONROE AND PALM BEACH COUNTIES - The following applications were presented for purchase of submerged state-owned land:

1. Brevard County - File No. 1169-05-253.12. May A. MacDonald, abutting upland owner, represented by Crofton, Brewer and Holland, offered $1000.00 per acre (more than the area appraised price) for a parcel of submerged land in Indian River in Section 26, Township 22 South, Range 35 East, 0.23 acre within the established bulkhead line.

2. Dade County - File No. 1170-13-253.12. Dr. Harold E. Davis and wife, abutting upland owners, represented by Knight, Smith Underwood and Peters, offered the area appraised value of $4655.00 per acre for a parcel of submerged land in Biscayne Bay abutting uplands in Section 40, Township 54 South, Range 41 East, City of Miami, within the established bulkhead line, containing 0.63 acre.

3. Monroe County - File No. 1158-44-253.12. Bern R. Brothers, abutting upland owner, represented by Florida Keys Engineering, Inc., offered the established price of $300.00 per acre for a parcel of submerged land in Pine Channel in Section 28, Township 66 South, Range 29 East, 0.46 of an acre at Little Torch Key.

4. Monroe County - File No. 1135-44-253.12. Bjarne Ursin, abutting upland owner, represented by Wakefield and Underwood, offered only $200.00 per acre for a parcel of submerged land in Pine Channel in Section 16, Township 66 South, Range 29 East, 17.9 acres at Big Pine Key in an area where the established price was $300.00 per acre.

5. Monroe County - File No. 1165-44-253.12. Fred W. Ely and wife, abutting upland owners, represented by G. A. Crawshaw, offered the established price of $300.00 per acre for a parcel of submerged land in the Straits of Florida in Section 18, Township 63 South, Range 38 East, 0.7 of an acre at Plantation Key.

6. Monroe County - File No. 1173-44-253.12. Bill Eisnor for W. J. Eisnor and wife, abutting upland owners, offered the established price of $300.00 per acre for a parcel of submerged land in Florida Bay in Section 16, Township 62 South, Range 38 East, 0.35 of an acre at Key Largo.

7. Palm Beach County - File No. 1153-50-253.12. B. J. Harris, abutting upland owner, represented by Brockway, Weber and Brockway, offered $4715.00, the appraised price for a 0.945 acre parcel of submerged land in Lake Worth in Section 23, Township 44 South, Range 43 East, Town of Palm Beach within the established bulkhead line.

8. Palm Beach County - File No. 1166-50-253.12. Elizabeth M. Simonson, abutting upland owner, represented by Brockway, Weber and Brockway, offered the area appraised value of $1383.75 per acre for a parcel of submerged land in Lake Worth in Section 26, Township 44 South, Range 43 East,

Town of Palm Beach within the established bulkhead line.

9. Palm Beach County - File No. 1156-50-253.12. S. A. Stephens and S. A. Stephens, Inc., the abutting upland owners, represented by Brockway, Weber and Brockway, offered the appraised price of $402.00 for a 0.248 acre parcel and $529.00 for a 0.334 acre contiguous parcel of submerged land in Jupiter Sound abutting uplands in the Gomez Grant within the established bulkhead line.

Motion was made by Mr. Larson, seconded and adopted, that the applications listed above, with the exception of File No. 1135-44-253.12, be advertised for objections only based on the offers presented from the riparian owners; and that Mr. Ursin's offer be declined and the land at Big Pine Key be advertised for objections only upon receipt of offer of $300.00 per acre from that applicant.

BREVARD COUNTY - File No. 1177-05-253.12. The Superintendent of Public Instruction of Brevard County, in pursuance of Resolution adopted May 8, 1962 by the County School Board, applied for conveyance of the submerged Banana River land between said Board's upland Block 36, Cocoa Ocean Beach, and the established bulkhead line for public school purposes only. The Resolution offered to reimburse the Trustees all costs of advertising and mailing of notices if required.

The Staff recommended approval of the application for advertisement for objections only for deed with public school purpose clause subject to the statutory reservations of oil and minerals and with clause providing for reversion for five years non-use for public school purposes and that the nominal consideration of one dollar be designated for the deed, the cost of advertising and mailing of notices to be reimbursed by the County Board.

Upon motion duly adopted, the Trustees approved the recommendations as the action of the Board.

BREVARD COUNTY - On May 22 consideration was given to application by the United States for dedication of state-owned areas (public lands, sovereignty lands and Murphy Act lands) situate within the perimeter of the area defined for control and use for the Manned Lunar Landing Program of N.A.S.A. for so long a period of time as used or required by the United States. The area included a large part of the north portion of Merritt Island, northerly portion of Banana River, all of Banana Creek and southerly portion of Mosquito Lagoon (Indian River Lagoon), also two foreshore areas adjacent to the Missile Test Center.

Provisions of the dedication were explained to the Trustees and action was deferred at the suggestion of the Governor for review and recommendation by the Joint Community Impact Committee and the Attorney General. Maps of the required area were forwarded to a member of the Governing Board of the Central and Southern Florida Flood Control District for handling with the Impact Committee, and proposed revisions in the submitted form of dedication were cleared with the Attorney General's office.

No report was received from the Joint Community Impact Committee and the United States District Engineer urged that approval be granted so that the use and control rights should not be made the subject of eminent domain proceedings.

Upon motion adopted without objection, the Trustees approved the dedication subject to concurrence of the Governor.

PALM BEACH COUNTY = The City of West Palm Beach requested grant of 5.9 acres of Lake Worth submerged land between the City's Currie Park and the established bulkhead line in Sections 10 and 15, Township 43 South, Range 43 East, to allow enlargement of the public park and establishment of a public beach. The city advised that arrangements were made for the area to be filled using spoil from the current dredging of the Intracoastal Waterway under contract. The city submitted names and addresses of all riparian owners within 1000 feet and the usual $50.00 processing fee and requested that the filling be allowed to proceed . On July 3 the City Attorney advised that dedication for public municipal park purposes would be accepted.

Attention was called to Section 253.126 under which municipalities and other public bodies were exempt from limitations and restrictions on filling for a municipal or public purpose on lands riparian to its upland. Telegraphic notices to riparian owners within 1000 feet were sent July 5. Already on file was protest of Mrs. Dorothy L. Kaplowitz (not listed as within 1000 feet), and to the Board she stated as the basis of her protest that many people in the city objected to any filling in the lake and were trying to get the bulkhead line pulled in, and that the city should be more specific as to use of the proposed recreation area.

On behalf of the City of West Palm Beach, Commissioners C. Ben Holleman and Sylvan B. Burdick, City Engineer Raymond Lamoreaux and City Attorney Grover Herring discussed the plans, which they said were endorsed unanimously by city officials.

On motion by Mr. Green duly adopted, the Trustees overruled the objection and authorized dedication for public municipal park purposes only under supervision and control of the city with provision for revocation, at option of Trustees, in event of use for other purposes or in event of non-use for three consecutive years; also that the $50.00 processing fee be accepted as consideration, covering the notices by telegram and processing.

The Attorney General inquired about a report that the cove property was no longer desired for the municipal auditorium and Mr. Herring advised that no official action had been taken, that the bond issue was validated, and that the Trustees would be advised after a public hearing.

The Director mentioned correspondence received on revision of the bulkhead line in Lake Worth.

Mr. Holleman said that hearings were begun last week and it was the consensus that bulkhead lines should be pulled back where it was practical. Recommendation would be made to the Trustees in the near future.

PALM BEACH COUNTY - By Deed No. 20855 the Trustees in 1955 conveyed 33 acres of sovereign land in Section 6, Township 41 South, Range 43 East and Section 31, Township 40 South, Range 43 East, to Palm Beach County for public purposes only with reversion clause. The County improved and used the area as its Jupiter Island Park, which included a small County Welcome Station building. The Town of Jupiter abutting the area offered the county $7000.00 for 20-year use of the building as a civic center and Welcome Station, said sum to be applied by the county as costs of its new Welcome Station. The parcel proposed to be committed to town use was 83.33 feet by 139.53 feet fronting U. S. Highway No. 1 in Section 6, Township 41 South, Range 43 East, and the county would continue to maintain the remainder of the area in Deed No. 20855 for public park purposes.

Upon motion by Mr. Green duly adopted, the Trustees approved the proposed 20-year use by the Town of Jupiter of the 83.33 by 139.53 foot parcel and the improvements thereon under arrangement with the county as explained, and recognized the use of the parcel by the town as not being in violation of the public purpose restriction in Deed No. 20855.

BULKHEAD LINE

VOLUSIA COUNTY - Upon motion by Mr. Green, seconded and adopted, the Trustees formally approved a bulkhead line which was a revision of a bulkhead line fixed prior to the Bulkhead Act. The revised line was adopted by the Board of County Commissioners of Volusia County by Resolution dated April 5, 1962, for an area on the east bank of the Halifax River in Sections 13 and 24, Township 16 South, Range 33 East, on the South Peninsula, south of Wilbur-by-the-Sea. The map was examined and the Director explained that in the area the body of water was not navigable in fact, the original line did not appear to allow the best extension for improvement of waterfront properties, and at the Staff's suggestion the county reformed the line.

Upon motion by Comptroller Green duly adopted, the Trustees formally approved the bulkhead line established by Volusia County on April 5, 1962.

MISCELLANEOUS

DADE COUNTY - Edward N. Farah requested refund of $100.00 paid by him on December 7, 1960 as rental for Lease No. 143-A on which payments had previously been made on behalf of Pirates Cove, Inc., by Anthony A. Farah to whom rental notice had been sent in November 1960. The check was deposited since it was learned that Anthony A. Farah had recently died. Another check for the same rental was received from Karl C. Mongelluzzo who produced assignment from Pirates Cove, Inc. Edward N. Farah declined refund offered by the Land Office by reason of litigation involving his claim of stock in the corporation. Mr. Mongelluzzo, record holder of the lease, paid subsequent rentals and his attorney advised that the Court held in favor of his client.

Upon motion duly adopted, the Trustees authorized refund of $100.00 to Edward N. Farah as requested.

LAKE COUNTY- Upon motion adopted without objection, the Trustees approved issuance of fill material permits to the following four upland owners to remove from lake bottoms riparian to their properties the stated amounts of material to improve their uplands, subject to requirement of compliance with conditions recommended by the Game and Fresh Water Fish Commission and regulations of Trustees:

Lake Louise:	Irving L. Smith and E. J. Senac, each for 500 cubic yards at $25.00 minimum charge each.
Lake Gertrude:	C. M. Brigham, 500 cu. yds. for $25.00; Everett Norlander, 400 cu. yds. for $25.00.

MARTIN COUNTY - Refund. Upon motion seconded and adopted, the Trustees authorized refund of $10.00 paid by Chelsea Title and Guaranty Company for release of canal reservations contained in Trustees Deed No. 17414 covering lands in Martin County upon which Central and Southern Florida Flood Control District declined to recommend issuance of the release.

MONROE COUNTY - Upon motion by Mr. Larson duly adopted, the Trustees approved assignment of purchase contract No. 23082 by Suzanne Kline, purchaser, to Robert L. Sawyer et al, executed acceptance of the contract obligations and covenants having been filed by the Assignees.

PALM BEACH COUNTY - (SAKSP 62-347) Without objection the Trustees formally approved fill permit issued by the Town of Palm Beach to Julian D. Lehman to fill 1.418 acres of submerged land in Section 23, Township 44 South, Range 43 East, conveyed by the Trustees under File No. 1006-50-253.12.

PINELLAS COUNTY - Without objection, the Trustees authorized revised State Permit recommended by the Board of Conservation for the City of Clearwater to construct an artificial reef 7800 feet by 900 feet in the Gulf of Mexico in the zone 5000-7200 yards westerly of Big Pass, the revised permit to supersede and vacate State Permit No. 1668 issued November 27, 1961 covering an area west of Clearwater Pass which was too shallow for construction of a stable reef beneath a suitable depth.

TRUSTEES FUNDS - The Board was informed that there was $1,463,697.00 of Trustees' funds on deposit with the State Treasurer, and that there were outstanding commitments of approximately one million dollars. Investment in short term U. S. bonds was recommended.

Upon motion by Comptroller Green, seconded by Commissioner Conner and unanimously adopted, the Board directed that one-half million dollars be invested in short term United States Treasury Bills.

TRUSTEES FUNDS - Loan Account, Inter-American Center Authority. On July 27, 1954 the Trustees authorized loan of $150,000.00 to the Inter-American Center Authority, and on August 10 and November 4, 1954, and February 3, 1955, transfers of Trustees' funds were made in that total amount to the State Board of Administration as fiscal agent for the Authority. The minutes of July 27, 1954 show "it was agreed that the Inter-American Center Authority would return the same to the Trustees from the proceeds derived from the sale of the revenue bonds." On October 20, 1956, a further advance of $23,000.00 was "allotted for carrying on minimum operations until the next session of the Legislature on the same basis as previous grants."

No part of the loan of $173,000.00 had been repaid and directive was requested giving authority and procedure under which reimbursement of the Trustees might be accomplished. Validation of $21,000,000 in bonds appeared to have been concluded and the Staff was advised that 7½ million dollars in bonds were to be sold on this date.

Upon motion by Mr. Ervin, seconded by Mr. Larson, duly adopted, the Trustees authorized the Director to request repayment of the loan.

TRUSTEES FUNDS - Loan to Board of Control. On May 10, 1960, the Trustees advanced the sum of $260,000.00 to the Board of Control to be used to complete detailed planning of the State University at Boca Raton to be available at the next session of the Legislature "with the expectation of reimbursement by the Legislature through the cooperation offered on this date by Mr. Blank and others on behalf of the delegations from Palm Beach, Broward, St. Lucie, Indian River and Okeechobee Counties."

No part of the advance had been repaid and it was reported that bonds had been validated and sold. Direction was requested as to what steps should be taken to secure reimbursement of the Trustees' funds.

Upon motion by Mr. Ervin duly adopted, the Trustees authorized the Director to request repayment of the loan.

TRUSTEES OFFICE - Equipment. Upon motion by Mr. Green, seconded and adopted, the Trustees authorized purchase of two G-F No. 54RC steel file cabinets at net price $116.45 each, one roller-stool at list price $14.65 less 10%, one Shaw-Walker steel file cabinet $133.00 less 15% or $113.05, and one IBM standard 13-inch electric typewriter at $414.00 plus $2.70 for key change, to replace old machine purchased in 1955 which the Board authorized kept in the office for special use, the trade-in value being very low.

TRUSTEES BUILDING - Fred Elliot Day. The Trustees designated July 17, 1962, following the regular Trustees' meeting as the time for dedication of the new building to Honorable Fred C. Elliot.

SUBJECTS UNDER CHAPTER 18296

COLUMBIA COUNTY - State Exchange Bank, in Lake City, offered $800.00, the regular base bid amount, for conveyance under Chapter 28317, Acts of 1953 (commonly called the Hardship Act) of land covered by tax sale certificate No. 169 of September 1, 1930, described as the SW¼ of Section 11, Township 5 South, Range 16 East, 160 acres. Applicant was owner on June 9, 1939, the date on which title to the land vested in the State under the Murphy Act. The county records showed the certificate cancelled March 26, 1945, pursuant to Chapter 20981, Acts of 1941, however neither of the Futch Acts applied since the taxes were paid after July 1, 1937 and July 1, 1939.

Motion was made by Mr. Green and duly adopted that conveyance of the parcel under Chapter 28317 be approved on the basis of the offer made by the State Exchange Bank.

Upon motion duly adopted, the Trustees adjourned.

Bryant
GOVERNOR - CHAIRMAN

ATTEST: Ferguson
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
July 17, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:		
	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the minutes of July 10 were approved.

BROWARD COUNTY - Bulkhead Line; File No. 1053-06-253.12. Presented for further consideration was a bulkhead line deferred by the Trustees May 29 for possible revision because of objections from a number of owners in the Town of Wilton Manors across the river. Resolution No. 306 adopted July 3, 1962 by the City Council of the City of Oakland Park did amend its Resolution No. 273 of November 1, 1961, and the bulkhead line for the North Fork of Middle River for Block 4 Simpson Place was located one hundred feet northerly of the south shore line of the river, which had a navigable width of approximately sixty feet in places. W. O. Hundley, Sr., owner of upland in Block 4 Simpson Place, had been ordered to suspend unauthorized filling of trucked in material placed on the mangrove marsh. His own engineer had brought the operation to attention of the Staff by letter in which he indicated that he found the U. S. meander of the river to be in error and cited survey instructions of the Department of the Interior by which he had construed Mr. Hundley's deed as including the marsh. The Staff was compelled to construe the Simpson Place plat as having included unsold sovereignty lands and that private ownership could not be recognized as extending through the marsh. Mr. Hundley proposed to purchase the submerged land riparian to his property and to excavate the mangrove between the bulkhead line and river.

The Staff recommended the bulkhead line. Upon examination of maps and aerials, the Trustees considered the revised bulkhead line practical and approved the applicant's proposal to improve the channel and erect bulkhead one hundred feet from opposite shore (leaving twenty feet more open waterway than required by Central and Southern Florida Flood Control District), the depth to be subject to approval of the United States District Engineer.

William G. Thorenz, spokesman on May 29 for several objectors, re-filed objections to the bulkhead line and any sale of submerged land, and several telegrams from protestants were received. Mr. Thorenz was unable to attend hearing and no other objectors were present.

Mr. Hundley offered $330.00 for 2.24 acres, more or less, of sovereignty marsh between natural line of mean high water of his upland in Block 4 Simpson Place, Section 26, Township 49 South, Range 42 East, and the revised bulkhead line, including the filled areas. The Director advised that appraisal would be secured of the land in its present state.

Upon motion by Mr. Larson, seconded by Mr. Ervin and adopted, the Trustees overruled the objections, formally approved the bulkhead line fixed by City of Oakland Park Resolution No. 306 adopted July 3, 1962, authorized advertisement for objections only, subject to offer of the full appraised value, and directed that the notice state that applicant was required to clear out mangrove to provide a one hundred foot minimum width of open water.

ORANGE COUNTY - File No. 1174-48-263.36. Charles E. Meiner on behalf of the First Baptist Church of Pinecastle, abutting upland owner, offered the established price of $500.00 per acre for a parcel of reclaimed lake bottom land in Lake Conway in Section 24, Township 23 South, Range 29 East, containing 1.22 acres, more or less. The application, approved by the Lake Conway Water and Navigation Control District, was recommended by the Staff for deed to be issued without advertisement pursuant to the usual policy for sale of permanently reclaimed Lake Conway bottom land.

Upon motion by Mr. Larson duly adopted, the Trustees approved the sale at the price offered.

PALM BEACH COUNTY - File No. 1176-50-253.12. John B. Hughes, abutting upland owner, offered the area appraised price of $1383.75 per acre for a parcel of submerged land in Lake Worth in Section 26, Township 44 South, Range 43 East, 1.413 acres in the Town of Palm Beach within the established bulkhead line.

Upon motion by Mr. Larson duly adopted, the Trustees authorized advertisement of the land for objections only.

DUVAL COUNTY - (a) Resolution of the Jacksonville City Commission adopted on June 19, 1962 cited Dedication Instrument No. 22933 authorized by Trustees November 7, 1961 covering less than two acres of St. Johns

River sovereignty lands between established bulkhead line and the south shore of the river which was the north boundary of the city's Southside Park, bounded west by prolongation of the west line of Durand Avenue and east by John T. Allsop Bridge. Since general improvement bonds validated in the principal amount of $1,750,000, approved by freeholders, were being offered to pay cost of development of Southside Park including the dedicated area, by dredging, filling, landscaping park and marina facilities and other works for which plans were contracted, the city sought conveyance of the dedicated area in fee simple without restrictions or reverter clauses. The Staff recognized that the dedicated parcel, a narrow strip along and adjacent to the river frontage of the municipal park area, would include valuable public facilities and that the circumstances might warrant departure from established policy which had been to grant by dedication with appropriate restrictions and provision for reversion for non-use or conversion to other uses, however in the event of sales not made at the full appraised value the Staff recommended that deeds require use for public municipal purposes only with clause requiring construction of park improvements within three years.

(b) Resolution of City Commission of Jacksonville adopted June 19, 1962 requested Trustees to convey the submerged St. Johns River lands adjacent to the City Hall site, landward of established bulkhead line and including extensions of Newman and Market Streets and the area between said extensions, 5.023 acres, more or less, to the city in fee simple without restriction or reverter clauses. The Resolution recited that Ordinance EE-392 provided for issuance of general improvement bonds in the principal amount of $2,000,000 to pay the cost of developing the submerged parcel and adjacent land for public parking, park areas and streets including dredging, bulkheading and filling and construction of paving, public parking facilities and other works. The city asked for fee simple title without restrictions other than conveyance for public parking, park areas and streets. Inclusion of clause requiring commencement of construction within three years was not objectionable.

The Staff felt that waiver of a specific provision for reversion, at option of Trustees, for non-use or for conversion for other use, might fix a precedent for other grants for public purposes where title was conveyed without payment of appraised value.

City Attorney William M. Madison described the proposed improvements, the great expenditure of public monies involved, and the City Commission felt that deed with reverter would not protect the city if many years in the future the land should become surplus and other disposition was desired.

Attorney General Ervin recommended against departure from the established policy, which the Board had followed to be assured of consummation of proposed projects and to be sure that state lands would always be used for public purposes. He pointed out that the city could come to the Board in the future for release, giving to the public an opportunity to object and to the state an opportunity to share in the price if sold into private use. Commissioner Conner said that in view of the fine public improvement projects of the City of Jacksonville, he would be willing to consider granting the city's request, since there was a bond issue involved. Comptroller Green could not see why the city should ever have any use for the land other than public purposes and therefore why they objected to the reversion provision. Calling attention to the many requests for grant of state lands, Governor Bryant pointed out that Jacksonville's need might be greater in amount but not in degree.

As a possible solution the Director suggested conveyance for public purposes under which no disposition would be made of the land without approval of the Trustees and an accounting as to proceeds and use of same for another public purpose approved by the Trustees.

Upon motion made by Mr. Larson, seconded by Mr. Conner and adopted, with the Attorney General voting "No", the Trustees authorized conveyances, in fee simple, to the City of Jacksonville for (a) the sovereignty parcel adjacent to the City's Southside Park, landward of the bulkhead line established for the Southerly side of St. Johns River, the conveyance to be made for use of said land for public purposes only and to supersede and vacate the dedication previously made by Instrument No. 22933; and (b) the 5.023 acres, more or less, of sovereignty land adjacent to the City Hall site, for use for public parking, park area and streets, each deed to be granted without reversion clause but each to contain provision that no sale of the deeded lands shall be made without prior formal approval of the Trustees and commitment of the proceeds of such sale to public purposes, formally approved by the Trustees, the safeguard provisions to be prepared by the Attorney General.

LEE COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit to Roy Leonard for $100.00 processing fee, for commercial pier and boat slips in Matanzas Pass at upland on Estero Island leased by the applicant. Owner-lessor's consent was filed and Lee County had issued commitment for permit upon approval by the United States Army Corps of Engineers.

MARTIN COUNTY - The Town Commission of Seawall's Point by Resolution No. 31 adopted June 29, 1962, requested vacating of restriction on sales of offshore island properties conveyed by Trustees' Deeds No. 20202 to William C. Holzhauer, Deed No. 20204 to Herbert A. Hiers, Deed No. 20205 to Ralph Hiers, and Deed No. 20206 to Glenn W. Cook. The said restriction precluded sale of island properties without inclusion of upland to which such island area was riparian. Martin County had withdrawn its objection to the sale with the understanding that such restriction would be in the deeds. Subsequently, the Trustees conveyed the submerged lands between the islands and the upland to the riparian owners without restriction and on April 10 and May 22, 1962, authorized modification of the clauses whereunder the island areas and submerged lands might be sold along with the portion of upland waterfront to which such island parcel and submerged parcel was properly riparian, this modified restriction to terminate when filling was done and the unfilled area dedicated to public use.

The islands, not within a municipality in 1952, were in the corporate limits of Sewall's Point but outside the main town area bulkhead line and relocation of the bulkhead line was necessary before the owner and optionee of the waterfront upland could carry out development plans by filling the submerged land . The recent modification instruments were not recorded since the Town expressed in its Resolution that development and improvement was subject to its authority and in the best interest of orderly development within the town the restrictions on sales should be removed. Other islands in the immediate vicinity had been sold without the resale restriction.

The Staff recommended that the original and modified restrictions be rescinded subject to approval of the Board of County Commissioners and that the Town Commission be urged to examine carefully all applications for fill permits and require evidence of common ownership of upland and submerged land to be filled in the zone riparian to such upland ownership.

Upon motion by Mr. Green duly adopted, the Trustees approved the recommendation of the Staff as the action of the Board.

MARTIN COUNTY - File No. 1112-43-253.12. The Trustees authorized correction of minutes of the meetings on May 8 and 22, 1962 wherein the appraised price was presented as $275.00 per acre, the correct appraised price being $275.00 for the 0.79 acre parcel.

NASSAU COUNTY - (a) To clear question of title for the City of Fernandina Beach, the Director recommended ex parte disclaimer covering that part of Water Lots 2, 25, 26, 27 and 28 according to map of Fernandina Beach by Florida Railroad Company, which were riverward from the line of mean high water. The water lots extended into the Amelia River and the unsurveyed area marginal to the upland was patented to the State of Florida by Gainesville Series Patent 57 in 1891 in accordance with swamp and overflow selection by the state based on township map approved by the Surveyor-General March 21, 1884 which showed marginal marsh areas. The patented unsurveyed areas were deeded to Samuel A. Swann as Trustee for railroad lands of Florida Railroad Company December 31, 1891 by Deed Nos. 14536 and 14537.

(b) The City of Fernandina Beach proposed to construct a Marine Welcome Station for operation by the Florida Development Commission under a thirty-year lease, and for municipal marina and docking facilities, to be financed by bonds for which the city utility tax was pledged. Issuance of State Permit was recommended for $100.00 processing fee.

Upon motion by Mr. Ervin duly adopted, the Trustees authorized issuance of the ex parte disclaimer as recommended and also approved State Permit to the City of Fernandina Beach for the marina, Welcome Station and docking facilities, for $100.00 total charge.

POLK COUNTY - The Director recommended execution of agreement between American Cyanamid Company and Trustees whereunder the company would quitclaim to Trustees all right and title in lands under Lake Parker in Sections 31 and 32 of Township 27 South, Range 24 East, to the normal high water line, in trust for the public benefit forever, subject to preservation of riparian rights and exclusive use of causeway and bridge, to be built by the company, until the date (on or before January 1, 1966) when by agreement with Polk County the company would convey to the county certain public road rights of way including the causeway and bridge. In the agreement with the company the Trustees authorized construction, across the northeast arm of the lake, of causeway and bridge with adequate clearances as set forth in agreement between company and county to permit small boat passage at normal water levels; also authorized the company to build an additional causeway to obstruct passage for about one week for moving equipment and then to reopen the passage, future brief closures to be made only for such purpose. The company agreed that if its mining plans permitted it would undertake to improve and define the shoreline of the lake without cost to state or county. The Board of County Commissioners by Resolution adopted June 12, 1962 endorsed the agreement.

Governor Bryant commended the Staff and the company for working out the plan whereunder the company would give up tons of phosphate under the waters of Lake Parker in the interest of public recreation.

Upon motion duly adopted, the Trustees approved execution of the agreement with American Cyanamid Company.

TRUSTEES OFFICE - Equipment. In order to produce adequate transcript of bulkhead line hearings required in instances where appeal was taken pursuant to the provisions of Section 253.122(5) Florida Statutes, authority was requested to purchase one Wollensak 4-tract tape recorder Model T-1515-4 list price $229.50, three matched microphones with desk stands list price $35.00 each, cables and other accessories, the total not to exceed $300.00 net, delivered.

Upon motion duly adopted, the Trustees approved purchase of the equipment requested.

Upon motion duly adopted, the Trustees adjourned.

Farris Bryant
GOVERNOR - CHAIRMAN

ATTEST: Van H. Ferguson
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
July 31, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the Trustees approved the minutes of the meeting held on July 17, 1962.

LAND SALES

The Director presented the following four applications advertised for sale on July 24, but a quorum not having been present on that date confirmation was requested on this date.

MONROE COUNTY - File No. 1148-44-253.12. On June 5, 1962, the Trustees considered offer of the established price of $425.00 per acre from Gerald J. Pendergast, abutting upland owner, for purchase of a parcel of submerged land in the Bay of Florida in Section 28, Township 63 South, Range 37 East, 0.32 of an acre, more or less, at Upper Matecumbe Key. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees.

Louise M. Kaufman filed protest that sale would change the tidal action in front of and damage her property. Upon examination of the plat showing proposed sale out to the area bulkhead line in line with sales previously made on both adjacent sides, it did not appear that the objection was well founded.

Upon motion by Comptroller Green, seconded and adopted, the Trustees overruled the objection and confirmed sale to the applicant at the price offered.

MONROE COUNTY - File No. 1149-44-253.12. On June 5 the Trustees considered offer of the established price of $300.00 per acre from Harry E. Mahoney and wife, abutting upland owners, for purchase of a parcel of submerged land in Florida Bay in Section 13, Township 62 South, Range 38 East, 0.46 of an acre, more or less, at Key Largo. The land was advertised for objections only in the Key West Citizen, proof of publication was filed with the Trustees, and no protest was received.

Upon motion by Treasurer Larson, duly adopted, the Trustees confirmed sale of the advertised parcel to the abutting upland owner at the price offered.

PALM BEACH COUNTY - File No. 1150-50-253.12. On June 5 the Trustees considered offer of the appraised price of $1383.75 per acre from John H. Witman, abutting upland owner, for purchase of a parcel of submerged land in Lake Worth in Section 26, Township 44 South, Range 43 East, 1.409 acres, more or less, within the established bulkhead line of the Town of Palm Beach. The land was advertised for objections only in the Palm Beach Post, proof of publication filed with the Trustees, and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Witman at the appraised price.

PINELLAS COUNTY - File No. 1159-52-253.12. To comply with the Pinellas County Water and Navigation Control Authority's advertisement showing July 24 as the date for consideration by the Trustees, reconfirmation was requested of sale which the Trustees approved on June 19, 1962, in favor of Florida Presbyterian College conveying a parcel of submerged land in Section 10, Township 32 South, Range 16 East, 18.0 acres, more or less, within the established bulkhead line.

Upon motion duly adopted, the Trustees reconfirmed sale of the land to the Florida Presbyterian College.

APPLICATIONS FOR LAND

BREVARD COUNTY - File No. 1138-05-253.12. Joseph S. Yasecko, abutting upland owner, offered the appraised price of $330.00 per acre for a parcel of submerged land in the Banana River in Section 18, Township 24 South, Range 37 East, 9.4 acres within the established bulkhead line.

Upon motion by Mr. Larson, seconded and adopted, the Trustees authorized the land advertised for objections only.

PALM BEACH COUNTY - File No. 1186-50-253.12. Jack C. Lee, abutting upland owner, represented by Gee and Jenson, offered $1925.00 per acre, the area appraisal, for a parcel of submerged land in Lake Worth in Section 3, Township 45 South, Range 43 East, 0.13 of an acre in the Town of Lantana within the established bulkhead line.

Upon motion by Mr. Larson, seconded and adopted, the Trustees authorized the land advertised for objections only.

PALM BEACH COUNTY - File No. 1179-50-253.36. C. A. Thomas, the abutting upland owner represented by Thadd Whidden, offered the appraised price of $300.00 per acre for purchase of a parcel of reclaimed lake bottom land in Lake Okeechobee, 41.88 acres, more or less, in Section 2, Township 44 South, Range 35 East, Palm Beach County. Central and Southern Florida Flood Control District waived objection to the sale.

Without objection, the Trustees approved sale to the upland owner without advertisement in accordance with the usual policy of sale of reclaimed lake bottoms in this area, for the appraised price.

PALM BEACH COUNTY - File No. 1180-50-253.36. The abutting upland owner, Alma W. Mackey, a widow, represented by Thadd Whidden, offered the appraised price of $300.00 per acre for a parcel of reclaimed Lake Okeechobee bottom land in Section 35, Township 43 South, Range 35 East, and Section 2, Township 44 South, Range 35 East, Palm Beach County, 17.88 acres. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion by Mr. Larson adopted without objection, the Trustees approved sale to the upland owner without advertisement in accordance with the usual policy of sale of reclaimed lake bottoms in this area, for the appraised price.

LEASES

ESCAMBIA AND SANTA ROSA COUNTIES - Florida Gravel Company, holder of Sand and Gravel Lease No. 1761 authorized on April 3, 1962, requested cancellation for the reason that exploration and testing failed to confirm preliminary tests, the form and quantity of material being such that commercial production was not considered feasible.

Upon motion duly adopted, the Trustees approved cancellation if Lease No. 1761.

GLADES COUNTY - Lykes Brothers, Inc., holder of Grazing Lease No. 1588, requested one-year extension effective August 24, 1962, upon expiration of the current lease which covered 148 acres in Section 34, Township 40 South, Range 32 East, at $1.00 per acre per year and contained provision for cancellation by Trustees on 90-day notice.

Upon motion duly adopted, the Trustees authorized one-year extension of the lease on the same terms and rental.

MONROE COUNTY - Ira Sullivan, George Hanna and George Tromley, doing business as Sullivan Contracting Company, applied for commercial sand lease covering Snake Creek south of U. S. Highway No. 1 and an area in Hawk Channel east of Snake Creek Channel offshore from Plantation Key, southerly of and adjacent to property of Samuel Jaffe and Gerard Ehrich as Trustees, with whom the applicants had contracted for privilege of stock piling the sand and whose consent to the proposed lease was on file.

Report of the Board of Conservation recommended dredging the northerly portion of the area east of Snake Creek laid out by applicants, being approximately 100 acres, and that the southerly portion be conserved. The Director of Research suggested that lessee deposit some of the sand along the nearest public shoreline and that the lease be for a specific number of yards with shutdown when such yardage was removed. Any deposit of material at the nearest public shoreline, the State Road Crossing at Snake Creek, would have to be done under direction of the State Road Department and abundant material existed in the creek near the road whereas use of material from the proposed lease would require hauling and handling three times. Since commercial sand leases were issued on a royalty basis for a specific period, specification of total yardage was considered impracticable since dredging was periodic, dependent on orders for sand and on the weather. Since the agreement between upland owners was terminable in event they undertook development of their lands, the staff recommended lease with provision for termination by lessees during the three-year term after accounting and full settlement for material removed.

Upon motion adopted wothout objection, the Trustees authorized three-year lease with royalty of 15¢ per cubic yard, $75.00 per month minimum, $5000.00 performance bond, subject to termination by lessees during such term after accounting and full settlement for material removed.

BULKHEAD LINE

MANATEE COUNTY - Presented to the Trustees for formal approval was a change in the bulkhead line of the City of Holmes Beach as revised by Resolution of the City Board of Aldermen adopted on April 3, 1962, the revised line lying on the easterly side of Key Royale in Section 21, Township 34 South, Range 16 East, Manatee County. Upon examination of the bulkhead map, the Board noted that the change straightened the shore line.

Upon motion adopted without objection, the Trustees formally approved the changed bulkhead line as established by the City of Holmes Beach on April 3, 1962.

MISCELLANEOUS

BREVARD COUNTY - File No. 832-05-253.124. Upon motion duly adopted, the Trustees formally approved the fill permit issued by Brevard County to Vacation Land, Inc., to fill the 6.8 acre parcel of submerged land conveyed under Trustees File No. 832-05-253.12.

DUVAL COUNTY - Attention was called to Resolution of the City Commission of Jacksonville adopted July 17, 1962, expressing appreciation for action of the Trustees at the last meeting granting submerged lands in the St. Johns River for Southside Park and parking lot, street and park purposes adjacent to the City Hall site, which grants would assist the city in providing improvements vital to the progress of Jacksonville.

DUVAL COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of State Permit to O. R. T. Bowden for marina at applicant's upland in Section 26, Township 1 South, Range 28 East on Sisters Creek, for processing fee of $100.00, consent of adjacent owners and county zoning certificate having been filed.

FRANKLIN COUNTY - The U. S. Army Corps of Engineers requested that Trustees enter into agreement with the United States whereunder the Trustees, as owners of three small spoil islands along the east side of Carrabelle River south of the City of Carrabelle, would permit erection of no structures or human habitation on the islands and would allow removal of obstructions which interfered with operation of the Multiple Airborne Target Trajectory System, effective August 1, 1962 through June 30, 1965, unless terminated sooner by abandonment of the System. The Trustees would be exempt from liability to persons or property arising out of injuries resulting from the government's use of air space over the islands. The U. S. would not be liable for restoration to the aforesaid islands, except that would not be deemed to include any wilful waste of the lands. The agreement recited nominal consideration.

Without objection, the Trustees approved entering into the agreement with the United States as requested.

HILLSBOROUGH COUNTY - Southwest Tampa Storm Sewer Drainage District by Margaret H. Green, Secretary, submitted recommendation that the Trustees as the Board of Drainage Commissioners of the State of Florida under Section 298.12, appoint Richard E. Knight to succeed himself as supervisor for three-year term from July 9, 1962. Pursuant to advertised call for land owners' meeting, owners of a majority of acreage in the District were not present and no legal election could be had.

Upon motion duly adopted, the Trustees appointed Richard E. Knight as supervisor of Southwest Tampa Storm Sewer Drainage District for three-year term beginning July 9, 1962.

SEMINOLE COUNTY - George A. Speer, Jr., on behalf of Slavia Drainage District, submitted recommendation that the Trustees as the Board of Drainage Commissioners of the State of Florida under Section 298.12, appoint B. F. Wheeler, Jr., to succeed himself as supervisor for three-year term from June 11, 1962. Pursuant to advertised call for land owners' meeting, owners of a majority of acreage in the District were not present and no legal election could be had.

Upon motion duly adopted, the Trustees appointed B. F. Wheeler, Jr., as supervisor of Slavia Drainage District for three-year term beginning June 11, 1962.

INDIAN RIVER COUNTY - Board of County Commissioners of Indian River County by Resolution adopted January 10, 1961, requested dedication of unsold portion of a sovereignty island in the Indian River in Section 27, Township 31 South, Range 39 East, being 51 acres south of Wabasso Road, for public park and recreation purposes under supervision and control of the County Commissioners. The Resolution expressed the intention of the county at an early date to improve the area by grading and filling, providing parking areas, boat launching facilities, picnic areas and other public uses. The dedication was recommended by the Governor's Committee on Recreational Development.

Release of the area from Maintenance Spoil Area IR-3 (under perpetual easement to the United States) was arranged provided a new spoil area adjacent to the park site could be granted by perpetual easement together with a pipeline easement forty feet wide on the easterly side to allow deposit of dredged spoil from the waterway.

Upon motion duly adopted, the Trustees approved the exchange of spoil areas, granted easements to the United States for the new areas, and authorized the dedication for public park and recreation purposes under supervision and control of the Board of County Commissioners of Indian River County with formal instrument to be delivered when the proposed park area was released by the United States.

LAKE COUNTY - Without objection, the Trustees authorized fill material permit to Joe P. Andrews of Eustis for $35.00 charge to remove 700 cubic yards of sand from Lake Umatilla from an area riparian to his property to improve uplands, subject to compliance with recommendations of the Game and Fresh Water Fish Commission and Trustees' permit regulations.

LEE COUNTY - John K. Woolslair, on behalf of Charles Carey Talbot and Lettye W. Talbot, applied for disclaimer of a parcel of submerged land, approximately 2 acres, between the shore of Caloosahatchee River and the established offshore bulkhead line of the City of Fort Myers. The parcel was within an area granted to the city "in fee simple absolutely" by Chapter 6962, Acts of 1915, and was quitclaimed June 4, 1962 by the city to applicants.

Upon motion duly adopted, the Trustees authorized issuance of ex parte disclaimer for handling charge of $20.00.

MANATEE COUNTY - Application was made by D. G. Haley on behalf of Mary Anne Haley Perry for the Trustees to survey and determine the boundaries and character of a salt mangrove area in front of applicant's upland bordering Tampa Bay , applicant being owner of Government Lot 3 and E½ of SW¼ of Section 23, Township 33 South, Range 17 East, such survey to be made at applicant's expense by a surveyor designated by Trustees, and without prejudice or effect on valid existing proprietary rights of applicant or others. Applicant held title under U. S. Patent issued to her predecessor November 4, 1889 in accordance with the official U. S. Survey approved November 8, 1858. The U. S. Survey township maps of Townships 33 and 34, Range 17, showed a number of unsurveyed salt marsh and mangrove flats, one adjacent to the meandered shore line of applicant's upland, to which riparian rights would normally attach by reason of the meander of Tampa Bay being the approximate boundary of her upland, but the unsurveyed area being adjacent to applicant's upland raised question as to whether her ownership fronted the public waters of the Bay.

Pursuant to a swamp and overflow land selection by an agent of the Trustees, the United States patented to the state "the unsurveyed parts" of Townships 33 and 34, Range 17, estimated as containing 600 acres and 400 acres, respectively (Tampa Series Patent No. 33 dated November 26, 1884, five years after patent of the surveyed upland to applicant's predecessor). The unsurveyed parts of the two townships "containing 1000 acres" were conveyed by the Trustees January 17, 1890 to Cecil H. Alleyne, et al, for $1.00 per acre (Deed No. 14099).

Brief accompanying the application cited authority of the state, under court decisions, to determine whether such unsurveyed areas were sovereignty tidelands or public lands and to determine the extent of title and rights of riparian owners, exempt from adverse judicial scrutiny. Since the unsurveyed areas were patented by the United States to and sold by the State of Florida, the United States was not obligated to survey and fix the limits of sovereignty lands in relation to any swamp and overflowed areas included in the 1884 patent nor to define the boundaries of the unsurveyed areas so patented, and official determination by a thorough field examination or survey made by or under the direction of the state at the expense of the applicant, with reference to the character of the area in front of and adjacent to applicant's upland and without prejudice to any owner's rights, appeared justified.

The Staff recommended that such field examination be made under the direction of the Trustees by contract with a Florida registered land surveyor in the area upon applicant depositing the sum necessary to pay the costs of the survey to be made without prejudice to any owners rights, to show the nature of the mangrove flat in front of applicant's upland, whether sovereignty or swamp and overflow land, or both, and to define by survey the boundaries of land in such area, if any, which properly was subject to classification as swamp and overflowed land, and that in event lands properly swamp and overflowed were surveyed and mapped and filed with the notes of the field survey, the same should be checked by the Trustees' Cadastral Surveyor and if in order in all respects should be approved by him subject to acceptance by the Trustees as an official state survey. Freeman H. Horton was suggested as a competent, registered surveyor in the zone with extensive experience in defining mean high water boundaries, for consideration as the surveyor to make the field examination and/or survey under direction of the Trustees' Engineering Staff.

Governor Bryant commented that it was a good approach to the problem, and upon motion duly adopted , the recommendations of the Staff were approved as the action of the Board.

PALM BEACH COUNTY - Upon motion duly adopted, the Trustees approved issuance of corrective deed for $10.00 charge, to Mission Company, Inc., represented by Paty, Downey and Lewis, to correct the last entry in Trustees Deed No. 50-41 issued July 24, 1945, pursuant to Chapter 14572, Laws of Florida, Acts of 1929, wherein Lots 9 to 26 inclusive Block 8 of Acrehome Park Third Addition was incompletely described.

ST. LUCIE COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit to G. T. Lowe for construction of pier in the Indian River at applicant's upland in the City of Fort Pierce in Section 3, Township 35 South, Range 40 East, for which city permit, written consent of adjacent owners, and $100.00 processing fee were received.

SARASOTA COUNTY - File No. 525-58-253.124. Upon motion duly adopted, the Trustees formally approved fill permit issued by Sarasota County Water and Navigation Control Authority by Resolution adopted on August 5, 1959, to fill 0.4 acre parcel of land in Section 18, Township 37 South, Range 18 East, conveyed to R. E. Best under Trustees File No. 525-58-253.12.

SAROSOTA COUNTY - File No. 1136-58-253.124. Upon motion made by Mr. Larson, seconded and adopted, the Trustees formally approved fill permit issued by Sarasota County Water and Navigation Control Authority by Resolution dated May 9, 1962,to fill a 1.252 acre parcel of submerged land conveyed under Trustees File No. 1136-58-253.12 to Stanton Investment Company.

VOLUSIA COUNTY - Request was made for disclaimer covering natural accretion between the northerly boundary of Lot 9 Cliff Subdivision, Palmas Grant, Section 38, Township 16 South, Range 33 East, and the present line of mean high water of Sprüce Creek, a meandered arm of the Halifax River, the parcel containing 0.493 acre. Survey of the area in 1885 showed an offshore marsh which, at the time Cliff Subdivision was platted, had extended itself along the shore. Affidavit of William E. Swoope, registered surveyor, based on personal observation and knowledge of the area, affirmed that the change in shore line was a natural, gradual and imperceptible extension of upland into Sprüce Creek over a period of time as the result of deposit of material along the shore, and that some change might have resulted from construction of the Florida East Coast Railway bridge which altered the natural flow at the bridge.

The Staff found no basis for determination that the deposit of material was artificially caused and the surveyor's affirmation that the gradual extension was by natural accretion appeared sound. Ex parte disclaimer to S. R. Moll, the owner of Lot 9, was recommended.

Upon motion by Mr. Larson, seconded and adopted, the Trustees approved issuance of ex parte disclaimer to S. R. Moll for handling charge of $25.00.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 817 listing County of Hillsborough Deed No. 279-Duplicate to Haynes Sumner issued in lieu of original deed dated July 1, 1940, reported lost without having been recorded, and County of Pasco Deed No. 1489-Corrective to Hallie A. Morton and Margaret A. Morton, his wife, issued in lieu of original deed dated June 30, 1950, to correct plat book page number, both deeds having been approved by the office of the Attorney General.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
August 7, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the Trustees approved the minutes of the meeting held on July 31 which were approved by the Attorney General and copy furnished to each member.

LAND SALE

BREVARD COUNTY - File No. 1124-05-253.12. On July 10, 1962, the Trustees deferred final action on the application of R. P. McLarty, riparian upland owner, for purchase of 12.54 acres, more or less, of submerged land in the Banana River in Section 34, Township 24 South, Range 37 East, within the established bulkhead line in Brevard County. When question was raised as to the $551.00 per acre price which was the appraised value in an earlier sale consummated in 1962 but which was in process for two years, the same appraiser was contacted and his report of July 23, 1962 found the current value to be $2000.00 per acre.

Mr. McLarty, seeking reduction in price, stated that only residential development was indicated, that the area was within the meander line and he had thought he owned it, and he requested any adjustment in price not contrary to the public interest. The Board pointed out the policy of requiring offer of the full appraised value for state lands. Recognizing that applicant had donated lands for public rights of way and park purposes, the Comptroller suggested that he might own some parcels which would be desirable for public recreation purposes. Mr. McLarty agreed to confer with Mr. Kidd, but desiring to proceed with his development plans he accepted the $2000.00 per acre price and requested confirmation of the sale.

Upon motion duly adopted, the Trustees confirmed sale of the 12.54 acres, more or less, at the full appraised price.

APPLICATIONS FOR LAND

BREVARD COUNTY - The City of Titusville, represented by City Attorney Ray Brewer, requested dedication of submerged land in the Indian River for public road purposes. The city's tentative plan to extend a road to connect with the Causeway to relieve traffic conditions had been discussed with the Trustees previously and the members had expressed the desire to cooperate by granting the submerged area required. Mr. Brewer explained that the city had obtained written consents from the five riparian owners in the zone, however one owner had served notice of revocation of consent. He said that the city had done everything possible to effect consent, and a resolution of the City Council pointed out the facts and agreed to hold the Trustees harmless against any damage or liability which might result by way of any interest of the state.

Upon motion by Mr. Green, seconded by Mr. Ervin and adopted, the Trustees granted the submerged land to the City of Titusville for public road right of way subject to applicant filing complete application including legal description of the land, and subject to inclusion in the dedication instrument of clause holding the Trustees harmless.

LEE COUNTY - Bulkhead Line and Application, File 1181-36-253.12. Presented for formal approval were bulkhead lines established by the Board of County Commissioners of Lee County by Resolution adopted on July 2, 1962, around two parcels of land in Jug Creek in Section 30, Township 43 South, Range 22 East, Pine Island, Lee County. The Trustees examined the map showing the bulkhead lines and the finger-type planning which appeared to conform to the natural fringe of mangrove.

Burroughs Enterprises, Inc., the abutting upland owner, represented by Pavese and Waldorf, offered $500.00 per acre, the appraised price, for two parcels of submerged land in Jug Creek in Section 30, Township 43 South, Range 22 East, containing a total of 2.82 acres within the above mentioned bulkhead line.

Upon motion by Mr. Ervin duly adopted, the Trustees formally approved the bulkhead lines established by Lee County on July 2, 1962, and authorized the parcels advertised for objections only.

MISCELLANEOUS

CITRUS COUNTY - The Director recommended issuance of ex parte disclaimer of the NW¼ of Section 1, Township 18 South, Range 19 East, which was patented as 160 acres by the United States directly into private ownerships (1885, 1888) and upon which taxes were paid to and including 1961. The record owner, River-Lakes Manors, Inc., proposes to create navigable water areas and an island-type development using material from the proposed navigable water areas. The land was marginal to Lake Tsala-Apopka. The County surveyor certified that all of the water areas in the NW¼ were marsh and swamp and not navigable in their natural state. While no sovereignty lands were involved, the record owner was advised that filling the non-navigable water areas might raise question as to title, and disclaimer was sought to clear this contingency.

Upon motion duly adopted, the Trustees authorized issuance of ex parte disclaimer for handling charge of $20.00.

GLADES AND PALM BEACH COUNTIES - Upon motion adopted without objection, the Trustees authorized perpetual easement applied for by Central and Southern Florida Flood Control District across lands in Townships 39 and 40 South, Ranges 33 and 34 East, for three proposed channels extending into Lake Okeechobee from Levees L-48 and L-49 for public access through the levee to the lake and for a pumping station.

LEON AND GADSDEN COUNTIES - Upon request by the State Road Department, for improvement of State Road No. 63, the Trustees authorized dedication for public highway purposes across sovereignty lands in the Ochlockonee River in Section 24, Township 2 North, Range 2 West, in Leon and Gadsden Counties.

MANATEE COUNTY - File No. 1147-41-253.12(1). Upon motion duly adopted, the Trustees authorized conveyance for $100.00 under Section 253.12(1) Florida Statutes, covering 0.043 acre in the Manatee River adjacent to applicant's upland in Section 30, Township 34 South, Range 18 East, Manatee County, which was filled subsequent to 1951 and prior to June 11, 1957.

MARION COUNTY - The Board of County Commissioners of Marion County by Resolution dated July 10, 1962, requested that no permits be issued for dredging in Lake Weir, Little Lake Weir, Lake Kerr, Pegram Lake, Island Lake, Lake Miles Kele and Lake Mill-dam during

June, July and August, for the reason that such dredging operations detract from the enjoyment of the lakes, especially during those three months. The Director called attention to the fact that the only lakes named which appeared meandered in the U. S. Surveys were Lake Weir, Little Lake Weir, and Lake Kerr, the submerged bottoms of which were vested in the state and clearly subject to jurisdiction of the Trustees under Section 253.03 Florida Statutes.

Upon motion duly adopted, the Trustees directed that as future policy, no permits for dredging in the three last mentioned lakes would be issued for such operations to be conducted during the months of June, July and August.

MONROE CONNTY - File No. 1135-44-253.12. Authorization was requested to make refund of $3630.00 to Wakefield and Underwood, attorneys for Bjarne Ursin, applicant to purchase land under the above numbered files, said sum being payment of application fee of $50.00 and advance payment of $3580.00 for deed consideration. Information was that applicant desired to withdraw his application.

Without objection, the Trustees authorized refund in the amount requested.

CAPITOL CENTER - Mr. Terry Lee, of the Construction Division of the Board of Commissioners of State Institutions, recommended disposal by sale and removal, handled in the usual way by the Building Expediter, William F. Armstrong, of the two-story frame house on the southwest corner of Gaines and Duval Streets which was acquired under Trustees' authorization of February 6, 1962 for $40,000.00. It was explained that no state agency desired to move into the old house and the site, described as Lots 7 and 8 Capitol Place, a re-sub of Lot 246 Old Plan (Frank Harrell lots), was recommended and needed for use as a visitors' parking area for the new State Office Building under construction across the street east of the site.

Upon motion duly adopted, the Trustees approved the recommendations and authorized advertisement for bids for sale and removal of the house, to be handled by Mr. Armstrong, and subsequent preparation of the area for visitors' parking lot.

TRUSTEES OFFICE - The following four bids, received in accordance with conditions set forth in "Notice to Bidders", were reported for printed letterheads for the Trustees office:

Rose Printing Co., Inc.	$153.00
Bulkley-Newman Printing Co.	155.00
Albert Advertisers	167.00
H. & W. B. Drew Co.	170.00

Upon motion duly adopted, the Trustees authorized purchase from the low bidder, Rose Printing Company, Inc.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
August 14, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson — Director-Secretary

Upon motion duly adopted, the Trustees approved the minutes of the meeting on August 7, 1962, as approved by the Attorney General and copy presented to each member.

LAND SALES

CHARLOTTE COUNTY - File No. 1132-08-253.12. On June 26, 1962, the Trustees considered offer of the appraised price of $350.00 per acre from Punta Gorda Isles, Inc., abutting upland owner, for a parcel of submerged land in the Peace River in Section 11, Township 41 South, Range 22 East, lying northerly of and abutting Gov't Lot 1 of said Section 11, containing 16.84 acres, more or less, in Charlotte County within the established bulkhead line. The land was advertised for objections only in the Punta Gorda Herald, proof of publication filed with the Trustees, and no protest was received.

Upon motion by Comptroller Green, duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

MANATEE COUNTY - File No. 1162-41-253.12. On June 19 the Trustees considered offer of the area appraised value of $400.00 per acre from James M. Wallace, Jr., abutting upland owner, for a parcel of submerged land in Perico Bayou in Sections 22, 26 and 27, Township 34 South, Range 16 East, lying Northeasterly of and abutting Government Lot 1 of said Section 27, containing 8.837 acres, more or less, within the established bulkhead line. The land was advertised for objections only in the Bradenton Herald, proof of publication filed with the Trustees, and no protest was received.

Upon motion by Comptroller Green, duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

SARASOTA COUNTY - File No. 1105-58-253.12. On June 26 the Trustees considered offer of the area appraised value of $500.00 per acre from Gulf and Bay Corporation, abutting upland owner, for a parcel of submerged land in Little Sarasota Bay in Section 18, Township 37 South, Range 18 East, containing 1.4 acres, more or less, within the established bulkhead line. The parcel was advertised for objections only in the Sarasota Herald, proof of publication filed with the Trustees, and no protests received.

Upon motion by Comptroller Green, duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

APPLICATIONS FOR LAND

PALM BEACH COUNTY - File No. 1161-50-253.12. Jules T. Gradison, abutting upland owner represented by Gee and Jenson, applied to purchase a parcel of submerged land in Lake Worth in Section 26, Township 44 South, Range 43 East, within the Town of Palm Beach bulkhead line. The land was appraised at $1578.45 per acre.

Upon motion by Mr. Green, duly adopted, the Trustees authorized the land advertised for objections only.

BREVARD COUNTY - The City of Cocoa Beach by Resolution adopted on August 9, 1962, requested conveyance of 185 acres, more or less, of shallow sovereignty lands in the Banana River in the northwest corner of Section 16, Township 25 South, Range 37 East, for public recreational purposes. Bounded north by part of a former causeway, east by lands previously granted by the Trustees for city sewage treatment plant and a tract granted to the Brevard County Board of Public Instruction, the tract was mapped for proposed use as a golf course, marina and public park conforming to the city's general plans for development of islands and shallows in the zone.

Staff recommended either dedication for public municipal purposes under supervision and control of the city with provision for revocation at Trustees' option in event of four consecutive years of non-use or conversion to other uses, or, if title was needed, that the land be advertised for objections only and title granted subject to limited uses and reversion at Trustees' option for four consecutive years non-use or conversion to other uses. It was further recommended that dedication or conveyance contain provision allowing the city to lease part or all for a period not to exceed thirty years in order to finance the construction, the land and improvements then to vest in the city as public facilities, and that nominal consideration be charged in the event title was conveyed with such limitations. The city tendered $50.00 processing fee and in event dedication was made without requirement of advertising and mailing of notices, refund of the fee was suggested.

City Attorney William Irvin and City Manager Jerry A. Singer discussed need and plans of the city for additional recreational facilities and proposals for management by a lessee, city funds being limited. The Attorney General pointed out that the city, taking title to state sovereignty land, would be turning it over to benefit private interests and the Governor questioned whether it would then be a public golf course. The Board wanted to be assured that the grant to the city would be for municipal purposes and not as a conduit to a private developer. The City Attorney said a deed with whatever restrictions the Board put in for municipal uses would be acceptable and that if necessary the city would develop it as a completely municipal project. It was agreed that the city would submit their proposed arrangement with a developer for study by the Trustees.

Upon motion by Attorney General Ervin, duly adopted, the Trustees agreed to convey the land applied for to the City of Cocoa Beach for $50.00 nominal consideration subject, however, to such conditions, restrictions and limitations as the Trustees might deem appropriate after examination of the city's firm proposal for use of the property for public municipal and recreational purposes.

BULKHEAD LINES

MARTIN COUNTY - Presented to the Board with Staff recommendation for formal rejection was the amended bulkhead line adopted by the Board of County Commissioners of Martin County by Resolution dated June 12, 1962. The Trustees examined the map showing the bulkhead line extending from the Jenson Bridge in a southerly direction along the shores of the Jenson Beach area in the Indian River to the north limits of the Town of Ocean Breeze Park. Undesirable features were pointed out and it appeared that a more acceptable line could be developed in relation to existing conditions and sales heretofore processed, and the same coordinated with bulkhead lines established or contemplated for revision at Sewall's Point

Upon motion by Attorney General Ervin, duly adopted, the Trustees formally rejected the bulkhead line fixed by Martin County Resolution dated June 12, 1962.

MARTIN COUNTY - The Staff recommended approval of bulkhead lines adopted by the City of Stuart by Ordinance No. 360 dated February 12, 1962, Ordinance Nos. 362, 364 and 365 dated February 26, 1962, which located the bulkhead line offshore from the uplands in the St. Lucie River and South Fork of the St. Lucie River lying within the corporate limits of the Town of Stuart. The bulkhead line map submitted by the city was examined and appeared to be a conservative line.

Upon motion by Mr. Ervin, duly adopted, the Trustees formally approved the bulkhead lines as established by the City of Stuart in Martin County.

SARASOTA COUNTY - Presented to the Trustees for approval was bulkhead line adopted by the Board of County Commissioners of Sarasota County, sitting as the Sarasota County Water and Navigation Control Authority, by Resolution adopted July 19, 1962. Examination of the bulkhead line map showed the location offshore from uplands in Sections 1 and 2 of Township 39 South, Range 18 East, in Little Sarasota Bay, and very minor extension from shoreline.

Upon motion by Mr. Green, duly adopted, the Trustees formally approved the bulkhead line as established by Sarasota County.

MISCELLANEOUS

BREVARD COUNTY - File No. 1124-05-253.124. Upon motion adopted without objection, the Trustees approved the permit issued by Brevard County to R. P. McLarty to fill 12.54 acres of submerged land in the Banana River, sale of which was confirmed on August 7, 1962.

BROWARD COUNTY - The following applications for State Permits for coastal structures were presented:

(1) North Beach Company, Inc., for four groins at applicant's Lots 3 and 4, Blue Sea Subdivision (Silver Thatch Inn);

(2) Pompano Investors, Inc., Ocean Ranch Villas, Inc., and Sky Ranch, Inc., for extensions of existing groins at applicant's properties in Government Lot 2 of Section 5, Township 49 South, Range 43 East, and in Blocks 1 and 2 of Willingham Beach Subdivision.

The Director recommended issuance of permits in accordance with report and recommendations of the Coastal Engineering Laboratory for processing fee of $100.00 each and with performance bond of $1400.00 in connection with each permit.

Upon motion adopted without objection, the Trustees authorized issuance of the permits with fee and bond as recommended.

ESCAMBIA COUNTY - Fred O. Davidson applied on June 29, 1962 for State Permit to construct a commercial dock and boat ramp in Bayou Grande at upland leased by applicant in Lot 23 of Mary Jackson Subdivision in Section 51, Township 2 South, Range 30 West. Lands west of and adjacent to the applicant's lease were owned by the lessor, Mrs. Anna Villafranca, who filed consent. The pier was planned to extend 110 feet into the Bayou from the shore more than 350 feet from the waterfront ownership on the east, Frank L. Peyton, who objected to the installation. On June 29 Senator Philip D. Beall filed objection on behalf of residents of Warrington Community and on July 10 filed suit in the name of John Paradiso and wife, et al (including Frank L. Peyton) as plaintiffs, against Fred O. Davidson and Anna Villafranca, charging that the defendants intended to build or were in the process of building a bulkhead and large wharf and by certain dredging operations changed the shore lines and waters. The Bill appeared to seek injunction against use of the leased upland for commercial purposes. Applicants engineer filed statement that the timber bulkhead was installed approximately one foot inland of the natural high water line, the dredging done was pointed out on a photo as a cutting of lessor's upland and certain marginal dredging to provide a 3-foot depth as an improvement of navigation.

Col. Peyton presented vigorous objections on the grounds that property on Bayou Ann in the zone was residential and construction of the pier and boat ramp would materially affect his and other properties and use of the waters. He urged that no action be taken until disposition of the suit. Mr. Paradiso also charged that the proposed installation would greatly damage residential property.

Representative Reuben O'D. Askew, representing the applicant, stated that the subject area had been swampy before clearing and improvement of shoreline and navigation, that boating facilities were needed and the proposed location was not in an entirely residential area.

The Board examined maps and photographs and in view of the fact that the area was not in a municipality nor zoned and no urgency having been established, deferment to allow examination on the ground by a staff member was suggested.

It was the consensus that Engineer William R. Kidd make an examination and report to the Board before action on Mr. Davidson's application.

It was so ordered.

HIGHLANDS COUNTY - Upon motion duly adopted, the Trustees authorized issuance of fill material permit to Steven Margly to remove 400 cubic yards of material from bottoms of Lake Josephine in Highlands County in an area riparian to his property to improve his upland, Lot 2 of Block 1, Crestview Shores Subdivision, subject to compliance with recommendations of the Game and Fresh Water Fish Commission, for $25.00 minimum charge.

LAKE COUNTY - M. F. Moore of Plant City applied for 6000 cubic yards of fill material from an area in Lake Louisa riparian to his property in Section 18, Township 23 South, Range 26 East, Lake County, to improve his upland property. The Game and Fresh Water Fish Commission approved the dredging. Mr. Moore tendered $300.00 to cover the estimate of material and will be held responsible for payment for all material taken above the 6000 cubic yard estimate.

Upon motion duly adopted, the Trustees authorized issuance of permit to the applicant for $300.00 for the estimated amount of material, with payment at the standard rates to be required for any additional material taken.

LEE COUNTY - The Director recommended acceptance of payment in the sum of $700.00 tendered by Jamestown Metal Products, Inc., for 15,000 cubic yards of material removed by the firm from the Gulf of Mexico marginal to the firm's upland on Sanibel Island. The Staff required the operation stopped and the firm assured that no further work below the mean high water line would be done without compliance with the statute and the Trustees' requirements. The payment received was considered in the nature of a cash sale of material by the yard for the amount estimated to have been taken.

Upon motion duly adopted, the Trustees approved the recommendation and accepted payment of $700.00 for the material.

MONROE COUNTY - (SAKSP Permits 62-244) Captain Gainey Maxwell made application to the Trustees for lease of a twenty-foot square parcel on which he and other fishermen had erected a bunk-house shelter on pilings. In February the United States Fish and Wildlife Service made complaint concerning the "camp house" on sovereignty lands near Marquesas Keys and suggested that the Trustees require the premises vacated. Captain Maxwell subsequently applied to the U. S. Army Corps of Engineers for after-the-fact permit, and the application to the Trustees claimed that the shack was not conspicuous, offered protection for fishermen, and that there were other shacks and sheds in the area to which the U. S. Fish and Wildlife Service had made no objection.

Izaac Walton League and Florida Audubon Society filed objections urging removal of all unauthorized structures and cited the Executive Order of August 8, 1908, designating the Marquesas Keys and other lands owned by the United States as the "Key West Reservation" as a preserve and breeding ground for native birds, which order recited "This reservation is subject to and is not intended to interfere with use of the Marquesas Keys for lifesaving purposes reserved by Executive Order of March 12, 1884." No evidence was submitted to show that the United States had provided any public shelters or facilities in the zone. The staff proposed that limited leases or permits for erection or maintenance of emergency shelters not to exceed three in the zone, on sovereignty or other Trustees' land, should be deemed in the public interest, all such leases or permits to be subject to requirement that the facilities would be open for use as refuges by the public in event of emergencies and would be promptly removed when other and adequate public facilities were provided for emergency use on the Marquesas Keys or upon thirty days written notice from the Trustees that they had determined that the structures were not in the public interest.

Notices to objectors were issued, and in the absence of new, valid objections presented on this date, the Staff recommended lease or permit to Capt. Maxwell for the twenty-foot square subject to above conditions for nominal annual rental, and also that the U. S. Fish and Wildlife Service be requested to furnish names and addresses of parties having other unauthorized structures in the area. The Director mentioned request for a survey in the Marquesas which the United States declined to make, and the likelihood of there being land of the swamp and over-flow classification; also that Honorable Jack A. Saunders and Honorable Hilario Ramos, Jr., had contacted the Trustees' office on behalf of Captain Maxwell.

Larry Givens of U. S. Bureau of Sports Fisheries and Wildlife said the shelters probably would have negligible or no life-saving value, would ultimately destroy value of the reservation for wildlife, and that the Bureau was presently working on plans to provide certain type shelters which would serve the need for recreation and public purposes better than private interests. He urged that a survey be made to determine what life-saving facilities were needed which could be developed by the proper public agency, and said that if it proved feasible for development of recreational facilities the Wildlife Service might make these available. Herbert Alley, representing Florida Wildlife Federation, asked for protection of valuable shrimp and fish nursery grounds in the Marquesas Keys and said the Wildlife Service was cooperating with public recreational demands with a stepped-up program.

Attorney General Ervin said it would be improper to grant a lease application on frontage of the island owned by the United States and Comptroller Green thought it would also be improper to require removal of the Maxwell structure.

Upon motion by Mr. Green, adopted without objection, the Trustees' decision was to take no action.

PALM BEACH COUNTY - Under date of March 23, 1962, the Trustees issued a temporary spoil easement to the United States covering several areas in Lake Worth in Palm Beach County. Upon construction getting under way, several corrections and changes in locations and dimensions of three of the areas were necessary and the Florida Inland Navigation District on behalf of the United States requested correction.

Upon motion duly adopted, the Trustees authorized issuance of corrective instrument covering the revised descriptions.

SARASOTA COUNTY - City of Sarasota requested easement for installation and maintenance of municipal water supply well and pump adjacent to right of way of State Road 780 (Ringling Boulevard) on sovereignty land in SW¼ of Section 26, Township 36 South, Range 17 East between St. Armand's Key and Coon Key. The only items above ground would be the pump and motor, screened by landscaping.

Upon motion duly adopted, the Trustees authorized easement to the City of Sarasota for the purpose requested as long as used for the municipal water supply well.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Bidding Report No. 818 listing two bids for sale of land under the Murphy Act and County of Highlands Deed No. 87-Corrective-Supplemental to City of Sebring issued in lieu of original deed dated December 30, 1940, to correct error in description as approved by the Attorney General.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

Tallahassee, Florida
August 21, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:		
	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the Trustees approved the minutes of the meeting held on August 14, 1962, as approved by the Attorney General and copy presented to each member.

APPLICATIONS FOR LAND

BREVARD COUNTY - Resolution of the City of Cocoa Beach adopted August 16, 1961 was presented assuring the Trustees that the 185-acre tract considered on August 14 would be used only for municipal purposes and that the city would not lease, mortgage, sell or otherwise encumber said property without first having obtained permission and approval of the Trustees as to such lease, mortgage, sale or other encumbrance. The Resolution further affirmed the intention of the city to finance the cost of filling and construction of golf course, marina and other improvements through a municipal revenue issue of $750,000, and requested the Trustees to convey the tract by deed containing such reservations and rights of reverter as the Trustees deemed necessary to insure use for municipal purposes only and that the lands would not be used by private enterprise for profit-making ventures without the city having first obtained approval of the Trustees.

After discussion, and on motion adopted without objection, deed was authorized conveying the 185 acres of Banana River sovereignty land in the northwest corner of Section 16, Township 25 South, Range 37 East, to the City of Cocoa Beach for public municipal purposes with appropriate clauses to be prepared by the office of the Attorney General consistent with the assurances expressed in the City Resolution.

PALM BEACH COUNTY - File No. 1203-50-253.36. M. W. Wilder, abutting upland owner represented by Carlos R. Dickey, offered the area appraised value of $200.00 per acre for a parcel of reclaimed Lake Okeechobee bottom land in Section 34, Township 43 South, Range 35 East containing 12.95 acres, more or less, Sale without advertisement was recommended, following the usual procedure for sale of such reclaimed land to abutting owners.

Upon motion duly adopted, the Trustees approved sale at the price offered.

PALM BEACH COUNTY - File No. 1204-50-253.36. Hilda Lee, abutting upland owner represented by Carlos R. Dickey, offered the area appraised value of $200.00 per acre for a parcel of reclaimed Lake Okeechobee bottom land in Section 34, Township 43 South, Range 35 East, containing 5.84 acres, more or less. Sale without advertisement was recommended, following the usual procedure for sale of such reclaimed land to abutting owners.

Upon motion duly adopted, the Trustees approved sale at the price offered.

BROWARD COUNTY - Bulkhead Line and Application. File No. 1185-06-253.12.

Presented for formal approval was bulkhead line fixed by City Commission of Pompano Beach Ordinance No. 770 adopted June 12, 1962, corrected as to legal description by Ordinance No. 770-A dated July 11, 1962, for part of Hillsboro Bay (Wahoo Bay) at Hillsboro Shores Section "A". The bulkhead line eliminated sharp angles in the shoreline as platted and except for transitions at such points, the line followed the platted shore and right of way of Seabreeze Avenue. The corrective ordinance recited that the matter constituted an emergency. The Coastal Engineering Laboratory did not find the line objectionable.

Representing C. H. Fletcher Riley, owner of Lot 4 Block 10, A. J. Musselman, Jr., and John Grant objected to the line, set by the city and pointed out a more streamlined plant cutting back the area proposed to be purchased and filled. The Staff had concluded that the merits of the objection were not of sufficient weight to justify rejection of the line which would impose a delay in which any seawalls erected for needed protection would have to conform to the regular platted and definitely objectionable shoreline. Part of the bulkhead line was across an embankment thrown against the shore by an avulsion in March 1962 when the jetty at Hillsboro Inlet failed and the Peninsula then between Hillsboro Bay and the Atlantic Ocean was torn away, leaving bayfront lots fronting the embankment and ocean. Owners felt they should be allowed to construct new seawalls without the offsets which would weaken efficiency if conformed to the platted shore line. Staff recommended overruling the objection and approval of the bulkhead line for Section "A" of Hillsboro Shores notwithstanding the existence of the embankment, but with clear understanding that approval would not be construed as obligation to authorize dredging or other removal of the embankment adjacent to and seaward of said bulkhead line unless such removal were part of or coordinated with approved shore stabilization or restoration works.

Attorney General Ervin was concerned as to whether any public beach area would be lost in the proposed bulkheading. City Attorney Bruno DiGiulian told of the long-time erosion problems in the zone, past assistance from Trustees, restoration works by property owners at their own expense, city hearings, consultation with Dr. Per Bruun of the Coastal Engineering Laboratory, and establishment of the line to afford additional footage for protection of residences. It appeared that the public area (between high and low water) was inaccessible to the public. Maps and photographs of the area showed the "spit", a privately owned peninsula destroyed by wave action in March, showed the material shifted and embanked in front of the bayfront lots, and it was generally agreed that it would be most desirable for this spit to be replaced. Mr. Musselman requested that, if the bulkhead line were approved, restrictions be placed in deed conveying the twenty-foot area proposed to be filled.

J. H. Spencer, owner of Lot 6, expressed the opinion that there should be a fifty-foot area within strong seawalls to protect the homes. Mr. Spencer, William V. Short et al, and George C. Martin, riparian upland owners of Lots 7, 6 and 5, respectively, in Block 10, Hillsboro Shores, Section A, offered $2500.00 per acre to purchase 0.035, 0.035 and 0.017 acre, respectively, within the bulkhead line and Staff recommended that sales be made with the understanding that unless any filling done was a part of or coordinated with an approved shore stabilization or restoration project, hauled-in material should be used and dredging or any other excavation of the embankment adjacent to and seaward of the bulkhead line should be done only in connection with an approved erosion project. No action was taken on the purchase applications in view of the controversy on the bulkhead line.

Governor Bryant said that the Board wanted to protect the property owners but with the least damage to others by allowing the minimum of extension of bulkhead line and reserving public rights to any beach now existing or hereafter occuring. Mr. Green suggested that the line be referred back to the city to work put a solution acceptable to both parties, and Mr. Ervin recommended deed restrictions.

Upon motion duly adopted, the Trustees deferred action for one week for the City of Pompano Beach to work with applicants and objectors, or in the absence of agreement, to bring back to the Trustees the bulkhead line considered by Dr. Per Bruun to be the best line for the location.

MISCELLANEOUS

ALACHUA COUNTY - On July 11, 1961 Trustees deferred action without prejudice on application by Alachua County Recreation and Water Conservation and Control Authority for a parcel of Orange Lake sovereignty land 600 feet north and south by 200 feet east and west situate 80 feet east of and parallel to the centerline of U. S. Highway No. 301 in Section 16, Township 12 South, Range 22 East immediately east of the existing causeway bridge in Orange Lake, for construction and maintenance of a water control structure. The deferment was in recognition of need for a plan which offered no prospect of damage to private interests, represented by James M. Smith, Jr., whose clients showed need for continued flow of water at all times to prevent harm to citrus groves. The Authority submitted revised plan providing a control opening in the dam to pass 7 cubic feet per second when upstream level was 57.0 and downstream level 56.0, and to pass 20 cubic feet per second when upstream level was 58 and downstream level 57. Invert elevation of opening would be 55.5. On behalf of his clients, Mr. Smith withdrew objections conditioned on construction of dam conforming to the new plan dated July 28, 1962, and without prejudice to any right of his clients to take such action as might be necessary in the event the dam did not function satisfactorily or maintenance or operation was inadequate.

Upon motion duly adopted, the Trustees granted easement to the Alachua County Recreation and Water Conservation and Control Authority with requirement that construction be conformed to the plan as revised July 28, 1962, that the Authority save the Trustees harmless from all damages and claims arising out of the construction, operation and maintenance of the dam, and without prejudice to any private owners affected by the dam .

DADE COUNTY - Upon motion duly adopted, the Trustees granted to Central and Southern Florida Flood Control District right of way easement for a part of Levee L-31E over 0.087 acre parcel of sovereign land in Section 22, Township 56 South, Range 40 East, abutting right of way secured by the District over the upland property.

LAKE COUNTY - Harry E. Gaylord requested duplicate of Deed No. 14224 dated July 5, 1890 which conveyed to Alonzo Royal NW¼ of SW¼ of Section 2, Township 19 South, Range 28 East, 37.81 acres, the original deed not found of record in the county public records.

Upon motion duly adopted, the Trustees authorized issuance of deed limited to such title and interest as was vested in the Trustees on July 5, 1890, and reciting that the deed replaced the lost original, for handling charge of $10.00.

LEE COUNTY - Without objection, the Trustees granted easement for channel improvement and spoil areas requested by the Board of County Commissioners of Lee County on behalf of the United States for a navigation channel over bottoms in Estero Pass and Matanzas Pass in Section 24, Township 46 South, Range 23 East and Section 19, Township 46 South, Range 24 East, and also for three spoil areas for deposit of the dredged material in the same location.

MANATEE COUNTY - Walter S. Hardin on behalf of Manatee County Park, Beach and Recreation Commission requested extension of time for completion of artificial reef which was authorized by State Permit No. 1727 issued February 28, 1962, compliance with U. S. Army Corps of Engineers requirements having delayed construction.

Upon motion duly adopted, the Trustees granted extension of completion date to six months after date of issuance of the Federal permit.

PALM BEACH COUNTY - On July 10, 1962, the Trustees approved proposal of Palm Beach County to allow the Town of Jupiter to use for 20 years a parcel of land in Section 6, Township 41 South, Range 43 East, and the former County Welcome Station building thereon for a civic center and Town Welcome Station. The parcel was part of a 33-acre sovereignty parcel conveyed in 1955 by Deed No. 20855 to the county for public purposes only. Subsequently, the County Attorney advised that the Town of Jupiter desired to extend its corporate limits to include the small parcel and use the building as its Town Hall and Trustees' approval was requested.

Without objection, the Trustees approved the proposed use, in event the parcel was included within the town limits.

PALM BEACH COUNTY - File No. 1133-50-253.124. Upon motion duly adopted, the Trustees formally approved fill permit issued August 13, 1962 by the Board of County Commissioners of Palm Beach County to Edward Corporation and Isobel Corporation to fill 0.136 of an acre of submerged land in Jupiter Sound , sale of which was confirmed July 10, 1962.

ST. LUCIE COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit to Auxiliary Flotilla 8, Division 1, Inc., for a pier at the Auxiliary's property east of the U. S. Coast Guard Buoy Station between Causeway Island and Fort Pierce Beach. City permit, written approval of nearest private owners and $100.00 fee were received.

SUBJECTS UNDER CHAPTER 18296

INDIAN RIVER COUNTY - The City of Fellsmere applied to use Blocks 11, 30, 31, 50 and 51 of Fellsmere, which vested in the State of Florida under the Murphy Act, for a city dumping area. The five blocks were separated by unimproved platted streets and, except for the streets and alleys, constituted a parcel 1565 by 525 feet. About 35 lots conveyed by the state were within 1000 feet of the area, and it appeared that other private lands might be adversely affected by conversion of the lots into a garbage dump. Provided the city furnished (1) list of all tax sale certificates under which the 210 lots vested in the state and (2) written consent of all owners of lands within 1000 feet of the five blocks and certificate of a title company that such were all of the owners, the Staff recommended State Permit for use of the five blocks for dumping and other municipal purposes subject to termination by Trustees when the lands were sold, needed for any state purpose, or whenever such action was found justified.

In order to be sure that the proposed use was the best disposition of the land, the Trustees deferred action for examination and report by Engineer William R. Kidd.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

Tallahassee, Florida
August 28, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary

LAND SALES

MONROE COUNTY - File No. 1141-44-253.12. On July 10 the Trustees considered application by Leo Wallach to purchase a sovereign mangrove flat or island and adjacent submerged bottoms in Section 22, Township 63 South, Range 37 East, commonly known as Wilson Key, lying in Whale Harbor northerly of U. S. Highway No. 1 between Windley Key and Upper Matecumbe Key, containing 17.0 acres, more or less. The Board authorized advertisement for objections and competitive sale on the basis of the $425.00 per acre offer as starting bid, and requiring reimbursement in the sum of $588.53 over and above the bid, to be paid to the applicant, if not the successful bidder, which amount was the applicant's paid engineering and survey costs and application fee. Notice was published in the Key West Citizen, proof of publication filed with the Trustees, and no protest received. State Road Department filed waiver of objections to proposed sale.

The Director called out the land for sale and one mailed-in bid was reported in the amount of $435.00 per acre from H. J. McManigal. Competitive bidding resulted in high bid of $1750.00 per acre by Mr. McManigal on behalf of Continental Fund, Inc., and in addition, check was tendered to reimburse the applicant, as required.

Upon motion by Mr. Larson, duly adopted, the Trustees accepted the high bid and confirmed sale to Continental Fund, Inc.

BREVARD COUNTY - File No. 1169-05-253.12. On July 10 the Trustees considered offer of $1000.00 per acre from May A. MacDonald, abutting upland owner, for a parcel of submerged land in the Indian River in Section 26, Township 22 South, Range 35 East, 0.23 of an acre within the established bulkhead line. The land was advertised for objections only in the Titusville Star-Advocate, proof of publication filed with the Trustees, and no protest received.

Staff recommended sale and approval of the fill permit issued to Mrs. MacDonald by the Brevard County Zoning Department.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale to the applicant at the price offered, which was more than the appraisal, and also formally approved the fill permit.

DADE COUNTY - On February 20, 1962, sales were confirmed to eleven applicants subject to issuance of deeds being deferred until resolutions of approval were received from Dade County and the City of Islandia. George Stamos and Continental Equities, Inc., two applicants for whom sales of submerged and tidal lands in the Ragged Keys were confirmed, submitted copy of a proposed agreement between Dade County and the City of Islandia whereunder no sale of submerged land in Islandia would be approved by city and county until purchaser paid into a joint trust fund 14% of the appraised value as set by the Trustees for such sale, the trust to be administered jointly by city and county and no withdrawals for purchase of park property to be made without consent of both city and county; and that upon deposit of said 14% the city and county would approve the purchase application as long as such purchase did not conflict with development plans of the city and county and no restrictions would be imposed in the deeds to purchasers as far as the city and county were concerned. The County Manager on July 23, 1962, forwarded the proposed agreement to all members of the County Commission and proposed formal action by the Board on September 4th. Opinion of the County Attorney dated August 13, 1962, found that if the agreement was to be effective it should be determined whether the Trustees recognized the city-county agreement and would cooperate in effectuating its purpose and objective before the county committed itself irrevocably to the proposal.

The Trustees discussed the long-pending purchase applications, the need to take care of future public areas and the Board's efforts to be receptive to suggestions of the county, the many meetings and delays, and the Comptroller and Treasurer felt that these sales should be brought to a conclusion as soon as possible. Governor Bryant asked for clarification as to prices, and it was generally agreed that for the two sales there was equity in allowing the former $123.00 per acre appraisal figure, that others confirmed in February were based on more current appraisals, and that the matter of price would not be included in the proposed resolution.

Messrs. Stamos and Maxey were present, and the Trustees were asked to pass the proposed resolution to indicate their feeling and to enable the county and city to formulate an agreement. Mr. Maxey, president of Continental Equities, Inc., asked that the resolution be modified to meet suggestions of County Attorney Davis to provide as an alternative to payment of 14% of value that the applicant could present an approved development plan, and also suggested insertion after the word "option" (in the suggested resolution) the following: "provided such application to purchase does not conflict with any development plans for said property by the county or the city."

Attorney General Ervin recommended approval of the agreement in the form proposed for consideration by the county without modification, and he opposed any action on sales on this date since it appeared that the city and county were on the verge of reaching a solution.

Motion was made by Mr. Larson and passed, with Mr. Ervin making dissenting vote, that the following resolution be adopted:

RESOLUTION

WHEREAS, on February 20, 1962, the Trustees of the Internal Improvement Fund of the State of Florida authorized the conveyance of certain parcels of submerged land within the boundaries of the City of Islandia, as more fully described in certain long standing applications, subject to the City of Islandia and Metropolitan Dade County working out an agreement with regard to any submerged lands to be used for public purposes, and

WHEREAS, certain of the applicants have exhibited to the Trustees a proposed agreement between Islandia and Dade County, and a memorandum concerning said proposed agreement prepared by the Honorable Darrey A. Davis, County Attorney, under date of August 13, 1962, and have requested the Trustees of the Internal Improvement Fund to establish a policy which will make possible the conclusion of said proposed agreement between the City of Islandia and the Board of County Commissioners of Dade County,

NOW, THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA that with respect to the sale of any submerged lands lying between the approved bulkhead line and any island or islands within the boundaries of the City of Islandia the Trustees of the Internal Improvement Fund of the State of Florida will be receptive to an agreement between Dade County and the City of Islandia providing that as a

> condition precedent for the approval by the County and the City of any proposed sale of any submerged lands, the applicant must either submit for the approval of the City and the County detailed development plans showing the proposed use and development of such lands and the portions thereof to be reserved or allocated for public use, such as road rights of way, parks, beaches, recreational areas, school sites, or other public facilities, in order that the needs of the public in respect to such lands may reasonably conform and implement the private ownership and use to the fullest extent possible, subject to final approval of the Trustees of the Internal Improvement Fund; or in lieu of submission of such development plans, the applicant may, at his option, provided such application to purchase does not conflict with any development plans for said property by the County or the City, agree to pay into a trust fund to be jointly administered by the City of Islandia and Dade County an amount equal to fourteen percent (14%) of the purchase price of said submerged lands as set by the Trustees of the Internal Improvement Fund to the State of Florida, said trust fund to be expended only for the acquisition and maintenance of lands within the City of Islandia for public purposes, as approved jointly by the City and Dade County.

and that the two sales (File Nos. 519 and 520-13-253.12) be completed on the basis of the appraised value of $123.00 per acre as confirmed previously, issuance of deed contingent upon contemplated agreement scheduled for action of the local authorities on September 4th and payment of 14% of price into said trust fund as offered by the two applicants.

A second motion, made by Mr. Green and seconded by Mr. Larson, was passed, with Mr. Ervin voting No, that the remaining nine of the eleven sales of submerged Islandia lands confirmed on February 20, 1962, (File Nos. 441, 516, 679, 957, 1020, 1021, 1022, 1064 and 1065-13-253.12) be completed subject to purchasers coming to an agreement with the City of Islandia and Dade County in pursuance of the above resolution and contemplated agreement scheduled for action of the local authorities on September 4, 1962.

DADE COUNTY - File No. 1170-13-253.12. On July 10 the Trustees considered offer of $4655.00 per acre, area appraisal, from Dr. Harold E. Davis and wife, abutting upland owner, for purchase of a parcel of submerged land in Biscayne Bay lying southerly of an abutting uplands in Section 40, Township 54 South, Range 41 East, 0.63 of an acre, more or less, in the City of Miami within the established bulkhead line. The land was advertised for objections only in the Miami Herald, proof of publication filed with the Trustees, and no protest received.

On motion by Mr. Larson, duly adopted, the Trustees confirmed sale to the applicant at the price offered.

MONROE COUNTY - File No. 1158-44-253.12. On July 10 the Trustees considered offer of the established price of $300.00 per acre from Bern R. Brothers, abutting upland owner, for purchase of a parcel of submerged land located easterly of and adjacent to part of Government Lot 6, Section 28, Township 66 South, Range 29 East, 0.46 of an acre, more or less, at Little Torch Key. The parcel was advertised for objections only in the Coral Tribune, Key West, Florida, proof of publication filed with the Trustees, and no protest received.

On motion by Mr. Larson, duly adopted, the Trustees confirmed sale to the applicant at the price offered.

MONROE COUNTY - File No. 1165-44-253.12. On July 10 the Trustees considered offer of the established price of $300.00 per acre from Fred W. Ely and wife, abutting upland owners, for purchase of a parcel of submerged land in the Straits of Florida in Section 18, Township 63 South, Range 38 East, 0.7 of an acre, more or less, at Plantation Key. The parcel was advertised for objections only in the Key West Citizen, proof of publication filed with the Trustees, and no protest received.

On motion by Mr. Larson, duly adopted, the Trustees confirmed sale to the applicant at the price offered.

MONROE COUNTY - File No. 1173-44-253.12. On July 10 the Trustees considered offer of the established price of $300.00 per acre from Bill Eisnor for W. J. Eisnor and wife, abutting upland owners, for purchase of a 0.35 acre parcel of submerged land in Florida Bay in Section 16, Township 62 South, Range 38 East, Key Largo. The parcel was advertised for objections only in the Coral Tribune, Key West, Florida, and proof of publication was filed with the Trustees.

Protests filed by L. J. Gazzolo, W. H. Sutcliff, K. D. Sabin, R. T. Baldwin and Ewell C. Black, were based on their desire that the shoreline remain unchanged since filling might damage other properties in the residential area. The Trustees examined the map, noted the sale was within the area bulkhead line, and the staff recommended overruling the objections.

Upon motion adopted without objection, the Trustees overruled objections and confirmed sale of the advertised parcel to the applicants at the price offered.

PALM BEACH COUNTY - File No. 1153-50-253.12. B. J. Harris, abutting upland owner, applied for disclaimer to a parcel of land filled prior to the date of enactment of the Bulkhead Act in Lake Worth in Section 23, Township 44 South, Range 43 East, 1.043 acres, more or less, in Palm Beach County.

Also, on July 10 the Trustees considered offer of the appraised price of $4715.00 from Mr. Harris for a 0.945 acre parcel of submerged land in Section 23, Township 44 South, Range 43 East, in the Town of Palm Beach within the established bulkhead line. The parcel was advertised for objections only in the Palm Beach Post, proof of publication filed, and no protest received.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of disclaimer to the 1.043 acre filled parcel for handling charge of $10.00, and approved sale of the advertised land to Mr. Harris at the appraised price offered, $4715.00 for the 0.945 acre parcel.

PALM BEACH COUNTY - File No. 1156-50-253.12. On July 10 the Trustees considered application by S. A. Stephens and S. A. Stephens, Inc., abutting upland owners, to purchase two contiguous parcels of submerged land totalling 0.582 acre, more or less, in Jupiter Sound in Section 19, Township 40 South, Range 43 East, abutting uplands in the Gomez Grant within the established bulkhead line, the first parcel containing 0.248 acre appraised at $402.00 and the second parcel containing 0.334 acre appraised at $529.00. The land was advertised for objections only in the Palm Beach Post, proof of publication was filed with the Trustees, and no protest was received. Central and Southern Florida Flood Control District waived objection to the proposed sale.

(See Minutes
Nov. 6,
1962)

Upon motion adopted without objection, the Trustees confirmed sale to the applicants for the price offered.

PALM BEACH COUNTY - File No. 1166-50-253.12. On July 10 the Trustees considered offer of the area appraisal, $1383.75 per acre, from Elizabeth M. Simonson, abutting upland owner, for purchase of a tract of submerged land in Lake Worth in Section 26, Township 44 South, Range 43 East, 2.930 acres, more or less, in the Town of Palm Beach within the established bulkhead line. The land was advertised for objections only in the Palm Beach Post, proof of publication filed with the Trustees, and no protest received. Central and Southern Florida Flood Control District waived objection to the proposed sale.

Upon motion adopted without objection, the Trustees confirmed sale to the applicant at the price offered.

PALM BEACH COUNTY - File No. 1176-50-253.12. On July 17 the Trustees considered offer of the area appraisal, $1383.75 per acre, from John B. Hughes, abutting upland owner, for purchase of a parcel of submerged land in Lake Worth in Section 26, Township 44 South, Range 43 East, 1.413 acres more or less, in the Town of Palm Beach within the established bulkhead line. The land was advertised for objections only in the Palm Beach Post, proof of publication filed with the Trustees, and no protest received. Central and Southern Florida Flood Control District waived objections to the proposed sale.

Upon motion adopted without objection, the Trustees confirmed sale to the applicant at the price offered.

BREVARD COUNTY - File No. 1177-05-253.12. The Staff requested deferment of the application of Board of Public Instruction of Brevard County for 12 acres of submerged Banana River land between its upland Block 36, Cocoa Ocean Beach, and the established bulkhead line. On July 10 the Trustees authorized advertisement for objections only, notice was published in the Titusville Star Advocate, and proof of publication was filed with the Trustees.

Upon motion duly adopted, the Trustees deferred action for study of allocation of submerged areas adjacent to property of the city of Cocoa Beach and an upland owner.

APPLICATIONS TO PURCHASE LAND

CHARLOTTE COUNTY - File No. 1189-08-253.12. Babcock-Florida Company, abutting upland owner represented by Farr and Farr, offered the appraised price of $350.00 per acre for two parcels of submerged land in Charlotte Harbor in Sections 10, 15 and 22, Township 41 South, Range 22 East, comprising 81.7 acres within the established bulkhead line.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized the land advertised for objections only.

MANATEE COUNTY - File No. 1205-41-253.12. F. J. Burger and wife, riparian upland owners, applied to purchase two parcels of submerged land aggregating 7.05 acres in Bishop's Harbor adjacent to upland in SE¼ of Section 13, Township 33 South, Range 17 East, within the established bulkhead line. Since the original application was mailed May 1, 1962 and never received by the Trustees, the Staff requested authority to advertise while appraisal was being secured, subject to applicant making offer of the appraised value before sale date.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

BROWARD COUNTY - Bulkhead Line and Application, File No. 1185-06-253.12.

Action was deferred on August 21 on a bulkhead line fixed by the City Commission of Pompano Beach for the City, applicants and objectors to agree on an amended line. Agreement was reached for a line which did not exceed the offshore limit previously fixed by the City Ordinance No. 770 passed June 12, 1962 and corrected as to legal description by Ordinance No. 770-A passed on July 11, 1962. Telegram from City Attorney Bruno DiGiulian received on this date advised that the City Commission had fixed the line (with reference to Lots 5, 6 and 7, Block 10 Hillsboro Shores Section A) in accord with agreement between property owners and objectors and amended map would be filed with the Trustees.

The Trustees formally approved the amended bulkhead line with the understanding that no excavation of the embankment adjacent to and seaward of the bulkhead line on sovereignty land should be done for other than installation of seawall on the bulkhead line in accordance with city standards, or in connection with an operation or project approved by the Trustees for shore stabilization or restoration work.

Also, the Trustees considered applications from (1) William V. Short et al, riparian upland owners of Lot 7, (2) J. H. Spencer and wife, riparian upland owners of Lot 6, and (3) George C. Martin and wife, riparian upland owners of Lot 5, all in Block 10 of Hillsboro Shores Section "A", to purchase submerged Hillsboro Bay (Wahoo Bay) lands containing 0.035, 0.034 and 0.016 of an acre, respectively , adjacent to upland within the bulkhead line approved on this date. Offer of $2500.00 per acre was made, or $100.00 minimum for each deed. Staff recommended that sales, if made, be subject to the same conditions mentioned in connection with approval of the bulkhead line above.

Upon motion duly adopted, the Trustees authorized advertisement of the parcels for objections only, sales to be subject to the same condition mentioned above in connection with approval of the bulkhead line.

BULKHEAD LINES

BREVARD COUNTY - The Staff recommended formal approval by the Trustees of the westerly and northerly courses of the bulkhead line in Newfound Harbor established by the Board of County Commissioners of Brevard County offshore from lands in Section 30, Township 24 South, Range 37 East. County Resolution adopted August 9, 1962, included a segment of bulkhead line along the extension of the northerly property line, being 352.27 feet, which was not recommended by the Staff since it ran back to the shoreline precluding extension of the line for property to the north. The Trustees examined the bulkhead map submitted.

Upon motion by Mr. Larson, duly adopted, the Trustees formally approved the recommended portion of the bulkhead line fixed by the Board of County Commissioners of Brevard County on August 9, 1962 for lands in Section 30, Township 24 South, Range 37 East.

BREVARD COUNTY - The Staff recommended formal approval by the Trustees of the first three courses of the bulkhead line established in Newfound Harbor by the Board of County Commissioners of Brevard County offshore from lands in Sections 30 and 31, Township 24 South, Range 37 East. The County Resolution adopted August 9, 1962, included a fourth course which ran back to the shoreline precluding extension of the line for adjacent property.

Upon motion by Mr. Larson, duly adopted, the Trustees formally approved the recommended portion of the bulkhead line fixed by the Board of County Commissioners of Brevard County on August 9, 1962, for lands in Sections 30 and 31,Township 24 South, Range 37 East.

MISCELLANEOUS

BREVARD COUNTY - File No. 140-05-253.124. Without objection, the Trustees formally approved fill permit to C. R. McCotter issued by the City Council of Titusville on July 24, 1962, to fill 1.9 acre tract of submerged land conveyed by the Trustees under Deed No. 22055(140-05).

BROWARD COUNTY - Attorney Myron Sponder, on behalf of clients, requested disclaimer covering any right or interest of Trustees in the East 5 feet of Lots 1 through 5, Block 44, and Lots 1 through 4, Block 11, Margate Estates Section 2, Plat Book 51 Page 21, being part of Tract 4, Block 95, of the Palm Beach Farms Company Plat No. 3, arising out of canal reservations in Tax Deed No. 4235 issued March 31, 1926, under Chapter 10024, Acts of 1925, by the Trustees (apparently acting pursuant to Chapter 6456, Acts of 1913), as the Board of Commissioners of Everglades Drainage District. Central and Southern Florida Flood Control District granted release of said reservation, being successor to Everglades Drainage District, but formal assignment of rights by Trustees to the Flood Control District did not appear of record and owners of the lots desired to clear the question of encumbrance of title.

Upon motion duly adopted, the Trustees authorized issuance of ex parte disclaimer for handling charge of $10.00.

FRANKLIN COUNTY - The Trustees considered unauthorized construction by Max J. Lewis in Alligator Harbor at or near his lot (easterly one-half of Lot 1, Block N, Peninsula Point, Unit 3 in Section 2, Township 7 South, Range 2 West, Plat Book 1, Page 22). On June 18, 1962, telegraphic notice to Mr. Lewis advised that Trustees must insist on stoppage and detailed report, and the Sheriff was also advised that the necessary State Permit had not been granted and was requested to investigate and order stoppage. A representative of Mr. Lewis secured data sheets setting forth the Trustees requirements for application for permit to construct a pier, however, no application was received by the Trustees office and on July 9, 1962, notice by registered letter advised Mr. Lewis that the unauthorized construction would be brought to the attention of the Trustees and invited him to show cause why the unauthorized pier and piling should not be removed forthwith by him. Notices were also sent to adjacent and neighboring waterfront owners, including objectors.

Attorney expected to represent Mr. Lewis, according to information from Seymour Roland, was not present. Mr. and Mrs. J. M. Barron, who protested the construction, were present and asked that no further delay be allowed. Motion by Mr. Larson for two-weeks deferment was withdrawn and the Board deferred decision until other matters on the agenda were disposed of, at which time it was ascertained that Mr. Lewis's attorney was not present.

Upon motion adopted without objection, the Trustees approved the Staff recommendation that the owner be ordered to remove all of the installations outside the mean high water line of the upland within ten days at his expense and, in the event of failure to do so, that the Attorney General be authorized to bring appropriate legal action to effect removal with costs to be taxed against the owner.

GLADES COUNTY - Upon motion by Mr. Larson, duly adopted, the Trustees authorized temporary easement to the State Road Department for borrow pit purposes on a parcel of Trustees' owned land in Section 27, Township 40 South, Range 32 East, containing 7.18 acres to be used in conjunction with maintenance and reconstruction of State Road No. 78.

MARION COUNTY - Without objection, the Trustees authorized issuance of permits effective September 1, 1962, to the following three upland owners for $25.00 charge each, to remove stated amounts of fill material from Lake Weir to improve their properties, subject to permit provisions and recommendations of the State Game and Fresh Water Fish Commission:

(1) A. A. Musseau and Charles K. LeVines - 500 cubic yards of material to be placed on upland in Section 23, Township 17 South, Range 23 East.

(2) Mrs. Esther J. Anderson - 500 cubic yards of material to be placed on Lots 4 and 5, Block 16, Sunset Harbor Addition.

(3) I. B. Taylor - 500 cubic yards of material to be placed on Lots 9 and 10 of Southwood Shores Estates.

MARTIN COUNTY - File No. 21253-41-253.124. Upon motion adopted without objection, the Trustees formally approved fill permit to N. F. Corporation issued by the Board of County Commissioners of Martin County to fill 14 acres, more or less, conveyed by Trustees under Deed No. 21253.

MONROE COUNTY - The Director recommended sale at commercial lease royalty rate of 6222 cubic yards of spoil from excavation of canal in margin of Hawk Channel in front of property of Karl O. Thompson, to whom U. S. Army Corps of Engineers Permit SAKSP 62-232 issued for improvement of navigation. The excavation exceeded the requirement of navigation and the contractor, Alonzo Cothron, offered to purchase and remove the spoil.

Upon motion by Mr. Larson adopted without objection, the Trustees approved sale of the material at fifteen cents per cubic yard.

PALM BEACH COUNTY - File No. 725-50-253.124. Upon motion adopted without objection, the Trustees formally approved fill permit issued to Murry-Gernon, Inc., by the Town of Palm Beach on August 16, 1962, to fill the 1.4 acre parcel of submerged land conveyed to the applicant under the above file number.

SARASOTA COUNTY - The Trustees considered a proposal from the Sarasota County Water and Navigation Control Authority to fix a bulkhead line in the Gulf of Mexico at Sanderling Beach, that the 6.33 acres landward of the line be used in lieu of Spoil Area S-34 (which would create an undesired island), and that the Trustees secure appraisal and in event no sale was made the county would bear the expense of appraisal. The county reported that owners were not interested in constructing seawall nor in obtaining more land but would consent to the deposit of spoil if title to any remaining after a reasonable time vested in them. Waterway dredging in the zone was scheduled for September but the Director advised that no purchase application of the five owners had been filed (Sanderling Beach, Inc., Siesta Club, Stanton, Payne and Tracy), and that sale could not be processed before October and dredging would be completed before any seawall could be constructed for the 1455 feet of frontage. Two of the owners had groin permits under which accumulation of material or artificial nourishment would not prejudice any rights of owners or Trustees with reference to title.

The appraiser's findings were discussed. An appraised value could not be fixed for an area not expected to remain filled, and it was suggested that the $475.00 appraised value in Lemon Bay for spoil areas adjacent to private upland be used and that filling with spoil be allowed to proceed pending processing of purchase applications and formal agreement between the County Authority, riparian owners and Trustees whereunder a survey would be made at the end of two years without cost to Trustees and any areas then remaining filled above mean high water would be deeded to the riparian owners at $475.00 per acre.

Col. H. J. Kelly said that the State Board of Conservation favored the proposal to assist the county, asked the Trustees to allow sand to be placed in an artificial nourishment arrangement and said that cost of pumping the sand from Little Sarasota Bay to the Sanderling Beach would be a local responsibility.

Trustees authorized formal agreement, details to be approved by the Attorney General, between the county, riparian owners and Trustees whereunder applications to purchase would be filed by owners and processed according to law but no deed issued until two years hence as to the fill remaining above mean high water as disclosed by survey of a registered land surveyor without cost to Trustees, and that payment for such filled area remaining would be at the rate of $475.00 per acre.

TRUSTEES FUNDS - The Trustees in informal discussion had requested that G. Warren Sanchez be employed to represent them on certain matters pending in Congress, some out-of-state work having already been performed and statement soon to be submitted for services. This was an expense not provided for in the budget.

Upon motion duly adopted, the Trustees formally approved Mr. Sanchez's employment for special services as explained, and directed that Governor Bryant and Comptroller Green review all statements rendered before processing for payment.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 819 listing five regular bids for sale of Murphy Act lands and County of Broward Deed No. 1851-Corrective to Dewey W. Turner and William A. Turner, only devisees named in the will of Corrine Turner, widow of Prince Turner, grantee in the original Murphy Act deed who was deceased on the date of the original deed.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
September 11, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson — Director-Secretary

Upon motion duly adopted,the Trustees approved minutes of the meetings on August 21 and 28, 1962, as approved by the Attorney General and copy presented to each member.

APPLICATIONS TO PURCHASE LAND

HENDRY COUNTY - File No. 1201-26-253.36. Robert L. Tussey, abutting upland owner, offered $2500.00, the appraised value of the parcel, for 0.531 acre of reclaimed bottom land in the Caloosahatchee River in Section 32, Township 42 South, Range 29 East, Hendry County. The Director stated that the matter was cleared with the State Road Department.

Upon motion duly adopted, the Trustees approved sale of the reclaimed parcel to Mr. Tussey at the price offered, without advertising.

MONROE COUNTY - File No. 1200-44-253.12. Dorothy Noecker, abutting upland owner represented by Florida Keys Engineering, Inc., offered the area appraised value of $250.00 per acre for a parcel of submerged land in Sacarma Bay in Section 29, Township 66 South, Range 28 East, 0.46 of an acre at Cudjoe Key, Monroe County.

Upon motion duly adopted, the Trustees authorized advertisement of the parcel for objections only.

BULKHEAD LINE

DADE COUNTY - Presented to the Trustees for formal approval was bulkhead line fixed by the City of Miami pursuant to provisions of Section 253.122, Florida Statutes, located along a portion of the westerly side of Miami River in the zone which is meandered and subject to daily tides in the vicinity of Southwest Second, Third and Fourth Streets. The line was adopted by City Resolution No. 33524 dated April 4, 1962, and was approved by Dade County Resolution No. 7768 adopted July 31, 1962. U. S. Corps of Engineers on January 4, 1962, waived objection to establishment of the bulkhead line for this zone.

Upon motion duly adopted, the Trustees formally approved the bulkhead line as established by City of Miami Resolution No. 33524 and Dade County Resolution No. 7768.

MISCELLANEOUS

BROWARD COUNTY - The City of Deerfield Beach applied for State Permit to construct an Ocean Fishing Pier in the Atlantic Ocean at end of Northeast Second Street, the installation and operation not being in conflict with city zoning in the area.

Upon motion duly adopted, the Trustees authorized issuance of the permit for $100.00 processing fee.

BROWARD COUNTY - Malulani Corporation applied for permit to install two groins at the Atlantic Ocean frontage of applicant's Lots 4 and 5, Block "A", Terra-Mar Estates, South of Pompano Beach. The Director recommended issuance of permit in accordance with report and recommendations of the Coastal Engineering Laboratory with requirement of performance bond of $900.00.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of permit for $100.00 processing fee as recommended.

DADE COUNTY - V. K. Properties, Inc., made application as record owner of fractional SW¼ of SW¼ of SW¼ of Section 10, Township 54 South, Range 42 East, 1.72 acres, more or less, for quitclaim or disclaimer of the portion within the established bulkhead line, all of the parcel being submerged at normal high water. The parcel was part of the original Virginia Key and the 1.72 acres was an exception in Trustees Deed No. 18730 issued to the City of Miami August 21, 1942 "for harbors and airport construction and development."

On October 23, 1946, F. C. Elliot, Engineer to the Trustees, filed a report with the Governor concerning changes in shore lines in Virginia and Biscayne Key areas between 1911 and 1944, noting recession of the north point of Virginia Key and the seaward beach and accretions to the westerly side of the island. Changes occurred in the Biscayne Key area and the report found "the general indications are that the jetties are the only works having pronounced effect upon the nearby beach and adjacent sea bottoms." Copies of Coast Charts disclosed the rapid change which followed construction of the jetties at Government Cut and other works in the zone north of Virginia Key and the major change appeared artificially induced by the jetty construction and not the result of natural gradual and imperceptible erosion, under which premise, if accepted, title to the submerged area formerly upland , but lost by artificially induced destruction, would survive and applicant would appear to be entitled to quitclaim or ex parte disclaimer.

Messrs. Jack R. Rice and A. P. Crouch presented objections on behalf of the City of Miami which by Resolution No. 33816 dated September 5, 1962, made application to the Trustees for the submerged land for future development of Virginia Key. Mr. Rice cited a report made by the U. S. Army Corps of Engineers and a letter from Col. J. V. Solluhub, Jacksonville District, concluding that the change at the northerly tip of Virginia Key was natural, gradual erosion. He offered to furnish copy of the report.

William J. Roberts, representing applicant, stated that the matter had been under study by the Trustees' Staff and report made by the office of the Attorney General.

Upon motion by Mr. Larson, the matter was referred to the Attorney General for study of the above mentioned U. S. Engineers Report and further recommendation to the Board.

ESCAMBIA COUNTY - On August 14 the application of Fred O. Davidson for commercial pier and boat ramp in an unzoned area was presented, objections heard, and action deferred pending examination and report by Trustees' Engineer, William R. Kidd. It was reported that the location was directly across the water from the Naval Air Station in a zone where a marina would hardly add materially to the high noise level; that neighboring owners, including objectors, had docks; that a railroad lay between the best residential area and the marina, that the Davidson location was adjacent to property used for business, that no traffic problem from the proposed marina was indicated; that the adjacent property was in the name of Hess and not Col. Peyton, the objector. Staff did not find basis for denial of permit and recommended no further hearing. The Director advised that Senator Philip D. Beall, who represented objectors, had requested copy of the application and all correspondence had from the applicant and his engineer.

Upon motion by Mr. Green adopted without objection, the report and recommendation were accepted and the Trustees authorized issuance of the commercial dock permit to Fred O. Davidson for $100.00 charge.

FRANKLIN COUNTY - The Trustees considered further the unauthorized pier installation at property in Alligator Harbor which on August 28 was ordered removed by owner within ten days. Application by M. J. Lewis as general partner of Seminole Asphalt Refining, Ltd., for permit, filed September 4, stated that M. J. Lewis would use the facilities and the firm would not be involved and no aspects of commercialism would be present. No data was filed to support the proposal of a boat shed thirty by thirty-two feet for a private use and the thirty by thirty=two foot sun deck 200 feet offshore appeared to establish precedent, other boat houses in the zone being reported small and located at the shore. The Director questioned issuance of permit to a partnership of ten or more as representing private use, piers for club use being in the same category as to requirement of consent of adjacent waterfront owners as were industrial, commercial, public piers and installations for hotels, apartments and motels. In event permit was granted, the Staff urged limitation to 200 feet of pier plus an end section of boathouse with gable roof not exceeding 10 by 15 feet centered with the axis of the pier and that no elevated sun deck be permitted and all piling beyond the limits of such pier and boathouse be required to be removed from the public waters at applicant's expense.

Representing the applicant, Attorney Julius F. Parker told of Mr. Lewis' purchase and improvement of property on Alligator Point, that there was no intention of defiance, that plans would be modified to eliminate the boat house and reduce the height proposed for the sun deck to approximately the same elevation of the pier, that the shallow water made the 200 foot extension desirable, that some of the nearby property owners did not object to the pier which would be well constructed. Ralph Newman spoke in favor of the application.

Attorney General Ervin said there had been apprehension that the size of the proposed installation indicated use other than for the usual private cottage in the area. Mr. and Mrs. J. M. Barron restated their objections, particularly to the size and that they could get no assurance that only private use was intended. Dr. R. H. Mickler objected if the use would be for entertainment of customers and employees of the firm rather than for private use.

Since it appeared that only private use consistent with the area was contemplated, upon motion by Mr. Larson duly adopted, the Trustees authorized issuance of State Permit for the existing pier 200 feet long with tee-end not to exceed 30 by 32 feet centered on the axis of the pier and with elevation of deck at approximately the same elevation as the pier deck, with no boathouse, the applicant to furnish amended plan drawings to conform to this authorization.

HIGHLANDS COUNTY - Upon motion by Comptroller Green duly adopted, the Trustees authorized the following temporary spoil area and permanent easements to Central and Southern Florida Flood Control District for canal and access road rights of way in Highlands County for construction and maintenance of Canal C-38 (Kissimmee River Canal):

(1) Parcel 2807XD, Temporary spoil area over Government Lot 15 in Section 23, Township 37 South, Range 33 East, to expire March 31, 1966; 0.67 of an acre.

(2) Parcel 2817D, Temporary spoil area over Government Lot 10 in Section 3, Township 37 South, Range 33 East, to expire March 31, 1966; 28.64 acres less 1.70 acres required for permanent canal right of way.

(3) Parcel 2817, Permanent easement for canal right of way over the westerly 1.70 acres of Government Lot 10 in Section 3, Township 37 South, Range 33 East.

(4) Parcel 8, Permanent easement for access road right of way over Government Lot 2 in Section 32, Township 36 South, Range 33 East; 0.61 of an acre.

MANATEE COUNTY - Upon motion duly adopted, the Trustees approved assignment of Contract No. 22877 by the purchaser-holder, H. H. Howell, individually and as Trustee, with joinder of wife, to Lincoln Holdings, Inc., the executed assignment and acceptance by the assignee having been filed and the account being in good standing.

MARION COUNTY - Upon motion duly adopted, the Trustees authorized sale for $25.00 of an additional 500 cubic yards of sand from bottoms of Lake Weir to complete the improvement project on upland property of Wallace E. Johnson, Jr., to whom Permit No. 1570 was issued in July 1961 for 500 cubic yards.

MONROE COUNTY - File No. 1173-44-253.12. On August 28, 1962, the Trustees confirmed sale to W. J. Eisnor and wife of a parcel of submerged land containing 0.35 of an acre in Florida Bay advertised as being in Section 16 of Township 62 South, Range 38 East, Monroe County, Florida, lying northerly of and abutting Lot 7 Block 3 of Sunset Park, according to the plat thereof recorded in Plat Book 2, Page 81, Public Records of Monroe County, Florida, whereas the parcel was actually in Section 14. However the description advertised was referenced to a lot and block of a recorded subdivision and the office of the Attorney General found that such reference established the correct location and that readvertisement was not necessary.

Without objection, the Trustees authorized the above report to be shown in the minutes to support correction in the office records.

PALM BEACH COUNTY - On December 29, 1961, Gladeview Sugarland, Inc., entered into Agricultural Lease No. 1641 - 1641-S with the State Board of Education covering 3202.36 acres and with Trustees of the Internal Improvement Fund covering 2562.91 acres, total 5765 acres, for a period of ten years. Lease required payment of rental semi-annually in advance with second payment of $5,725.67 due on June 29, 1962. Payment was not received, lease was in default and the forty-five day allowable grace period expired, no response was received to notices, and Staff recommended cancellation.

Upon motion by Comptroller Green duly adopted, the Trustees authorized cancellation of the lease by reason of default, and directed restoration of the lands to the list open for lease applications.

PALM BEACH COUNTY - On May 22 action was deferred for three months on proposal of Florida Development Commission to discontinue its operation of Belle Glade Airport under Lease No. 1116, for possible offer by the City of Belle Glade or the County to operate the airport at its present site in Section 29, Township 43 South, Range 37 East. No proposal was received and the Director recommended fixing a date for hearing on the matter of future operation of the airport.

Upon motion duly adopted, the Trustees directed that notice of further consideration on September 25th be given to the Palm Beach County Commission, City of Belle Glade Development Commission and the Division of Corrections.

PALM BEACH COUNTY - On April 10 the Trustees declined to grant request of Palm Beach County for conveyance for public purposes of 28 acres of land already in use by the State Division of Corrections as part of its Prison Farm. The Division of Corrections had asked that the grant of 28 acres be denied since it would require relocation of Prison Farm facilities at great expense and would aggravate security problems.

On this date the Director presented modified request of the county for 6.06 acres in Section 20, Township 43 South, Range 37 East, immediately east of the county building site, to be used for public purposes only. Director Louis L. Wainwright of the Florida Division of Corrections was present, and County Attorney Harry A. Johnson, Paul Bardin and others represented Palm Beach County. Objection was withdrawn as to the 6.06 acre parcel for proposed public uses (parking and caretaker's house) subject to submission of the county plans for any permanent construction for approval by the Trustees' Staff and the Prison Division.

Upon motion by Mr. Larson, seconded by Mr. Ervin and adopted, the Trustees approved dedication of the 6.06 acres to Palm Beach County for public purposes only under supervision and control of the County Commissioners subject to approval of the plans by the Trustees and the Division of Corrections prior to construction, with provision in the instrument for revocation at Trustees' option in event of three consecutive years non-use or use for other than public purposes.

PALM BEACH COUNTY - On April 10, 1962, the Trustees denied county request for grant of the northerly one hundred feet of Section 29-43-37 as right of way for a proposed "Sugar House Road", because the land was used by the State Division of Corrections which Division cited increased problems and suggested alternate routes. Board of Commissioners of Palm Beach County requested reconsideration but no county resolution was submitted. The Director said that after preparation of agenda for the Trustees' meeting, representatives of county and the Division conferred on September 10 and recommendations were made, the county agreeing to provide certain construction for the prison farm to facilitate installation of the sugar house road.

Messrs. L. L. Wainwright, Director of Division of Corrections, and Garrie Curlee, Superintendent of Glades Correctional Institution, were still opposed to the road and preferred other routes but mentioned certain things which the county had offered to provide if the Board decided to grant the right of way.

County Commissioner Paul Bardin, County Engineer Stephen R. Middleton and County Attorney Harry A. Johnston appeared surprised that the conference had not succeeded in thrashing out the opposition by the Division of Correction. Mr. Middleton said the county's developing road system included the proposed road to serve needs in a congested area, would benefit the City of Belle Glade and the rapidly expanding sugar industry.

George H. Wedgworth, President of Sugar Cane Growers Cooperative of Florida, said that alternates were not practical, that the need was urgent in connection with operation of the large sugar mill under construction, and that the facilities recommended by the county to be constructed for the Prison Farm would be financed by the sugar interests.

Sugar mill and county road plans were discussed . The Attorney General recommended that the Trustees yield to the county's request on the basis of public necessity and the negotiated settlement as worked out between the parties on September 10.

Motion was made by Mr. Larson, seconded by Mr. Green, and adopted, with Mr. Ervin voting "No", that a committee composed of Commissioner Conner and Engineer William R. Kidd investigate further and report back to the Trustees in two weeks.

PALM BEACH COUNTY - File No. 348-50-253.124. Upon motion duly adopted, the Trustees formally approved fill permit issued by the City of West Palm Beach July 23, 1962, to William H. Everts to fill 0.61 acre of submerged land conveyed by the Trustees under the above file number.

PALM BEACH COUNTY - File No. 1099-50-253.124. Upon motion duly adopted, the Trustees formally approved fill permit issued by the Town of Lantana July 26, 1962, to Arthur B. Jensen to fill 0.36 acre parcel of submerged land conveyed to the applicant under the above file number.

PALM BEACH COUNTY - File No. 1100-50-253.124. Upon motion duly adopted, the Trustees authorized refund of $115.50 to Fred Kramer and wife required by reason of revision of description and reduction of the parcel conveyed pursuant to authorization on May 22, 1962, from 0.38 to 0.32 of an acre, making consideration for the sale $616.00.

Also, the Trustees formally approved fill permit issued by the Town of Lantana September 5, 1962, to fill said parcel of submerged land.

PALM BEACH COUNTY - By Resolution adopted August 27, 1962, Palm Beach County requested that Trustees make available for public road right of way (for Ramie Road extension) the East 50 feet of Sections 17 and 20 and East 50 feet of S½ of Section 8, Township 43 South, Range 38 East, which land was under purchase contract Nos. 22845, 22846 and 22848 to Sam Senter Farms, Inc. Purchaser filed consent and did not request deduction of the area from its purchase contracts.

The Staff recommended dedication of the requested right of way for public road purposes under supervision and management of the county, with such right to extend to the State Road Department and the Federal Government as the interest of either might appear, and conditioned upon the purchaser executing appropriate subordination of the purchase contracts for use of the fifty foot strips as long as used for public road purposes.

Upon motion by Mr. Larson duly adopted, the recommendations were approved as the action of the Board.

ST. LUCIE COUNTY - File No. 148-56-253.124. Upon motion duly adopted, the Trustees formally approved fill permit issued by the City of Fort Pierce August 20, 1962, to Fort Pierce Port and Terminal Company to fill 89.2 acres of submerged lands conveyed by the Trustees under the above file number.

VOLUSIA COUNTY - File No. 1212-64-253.129. Upon motion by Mr. Larson duly adopted, the Trustees authorized issuance of disclaimer to S. L. Green, Trustee, for $10.00 charge, covering a parcel of land in the Halifax River in Section 3, Township 16 South, Range 33 East, filled prior to May 29, 1951 and thereby coming within the purview of Section 253.129 Florida Statutes.

CAPITOL CENTER - Pursuant to authorization of the Trustees on August 7, 1962, and advertisement for bids, William F. Armstrong, Director, State Office Building Division, reported the following bids received for the frame building at 205 West Gaines Street: A. H. Collins, $209.00; Howard Gainous, $150.00.

Upon motion duly adopted, the Trustees accepted the high bid from Mr. Collins for removal of the building.

TRUSTEES FUNDS - On November 28, 1961, the Trustees confirmed loan to the Florida Board of Parks and Historic Memorials of the sum of $240,600.00, released by the Budget Commission on September 19, 1961, any sums not repaid by end of the biennium to be repaid by transfer from the General Fund. The Park Board approved a repayment schedule whereunder $10,000 per month would be remitted for July through December 1962, $20,000 per month for January, February and March, 1963, $40,000 per month for April and May, and the final payment of $40,600 in June, 1963.

Upon motion by Mr. Larson duly adopted, the Board approved the repayment schedule from the Park Board to the Trustees of Internal Improvement Fund.

TRUSTEES FUNDS - Upon motion by Comptroller Green duly adopted, the Board authorized payment from Trustees funds of an additional amount, approximately $10,800.00, over and above the amount of $36,399.00 in the original contract dated June 15, 1962, with J. O. Carlile, for construction at the Executive Mansion. The Trustees on March 13, 1962 agreed to advance funds for the work.

TRUSTEES OFFICE - Concerning leaks in the Elliot Building, the Architect on August 23, 1962 suggested that waterproofing done in January 1961 for the Legislative telephone facility in the basement might have been damaged during construction of the Elliot Building. Upon recommendation of the Construction Division of the Board of Commissioners of State Institutions and the Architect, inspection was made by a waterproofing firm. Western Waterproofing Company, Inc., made an estimate of $675 for repair with five year guarantee. Painting the repaired wall and replacement of floor tiles was not included.

Upon motion duly adopted, the Trustees authorized the work done.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson duly adopted, the Trustees approved Report No. 820 listing one bid for sale of Murphy Act land, and authorized execution of deed pertaining thereto.

CITRUS COUNTY - Upon motion duly adopted, the Trustees authorized refund in the amount of $10.00 to Frank D. Sanders, President, Peninsular Abstract Company, which was tendered for release of the state road right of way reservation contained in County of Citrus Deed No. 625. The State Road Department did not recommend release of the said reservation.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
September 18, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson Director-Secretary

A quorum of the Trustees was not present, however, because of the attendance of persons from out of town expecting to be heard on this date, Governor Bryant and Commissioner Conner granted request for hearing the following matters. Assistant Attorney General Robert C. Parker and Trustees' Engineer William R. Kidd were present.

BROWARD COUNTY - A. C. Cranson made application for State Permit to construct a private pier which would project 28 feet into Hillsboro Bay at his upland Lot 21, Block 10, Hillsboro Shores, Section "A". The pier plans showed the centerline of the pier would be 21 feet from the adjacent ownership at the shore line and the projection would be clearly in the zone riparian to applicant's lot. U. S. Army Corps of Engineers Permit was secured.

Earl James and J. W. McLaughlin were present to represent the applicant. Since Mr. Francis Sams, an objector, was present and requested to be heard before a full Board, the matter was postponed until a later date.

DADE COUNTY - On August 28, Resolution was adopted whereunder the Trustees would be receptive to a agreement between Dade County and the City of Islandia providing as a condition precedent for approval by the County and City of any proposed sale of submerged lands in Islandia that the applicant must (1) submit detailed development plans showing proposed use and development and areas reserved for public uses; or, in lieu of submission of such plans and provided such application to purchase did not conflict with any development plans for said property by the County or City, (2) agree to pay into a joint trust fund an amount equal to 14% of the purchase price fixed by the Trustees.

Mayor L. L. Brooks and Tom Maxey were present and filed with the Trustees (1) Resolution asking the Trustees to approve Agreement which was entered into by the County and City, (2) copy of Agreement entered into by the County and City, (3) suggested form of Resolution for the Trustees to adopt approving the Agreement between Metro and City of Islandia (County and City).

The two Trustees present directed Mr. Ferguson, Mr. Parker and Mr. Kidd to examine the papers filed and make a recommendation to the Board.

The meeting adjourned.

C. Bryant
GOVERNOR - CHAIRMAN

ATTEST: Van H. Ferguson
DIRECTOR - SECRETARY

Tallahassee, Florida
September 25, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Van H. Ferguson	Director-Secretary

LAND SALES

BREVARD COUNTY - File No. 1138-05-253.12. On July 31 the Trustees considered offer of the appraised price, $330.00 per acre, from Joseph S. Yasecko, abutting upland owner, for purchase of a parcel of submerged land in the Banana River in Section 18, Township 24 South, Range 37 East, lying easterly of and abutting the S½ of Government Lot 2 of said Section 18, containing 9.4 acres,more or less, within the established bulkhead line. The land was advertised in the Cocoa Tribune, proof of publication was filed with the Trustees, and objections were filed by Edward Fischer and Wendell O. Yount by reason of their proposal that the county modify the bulkhead line in front of their properties. Correction of the map prepared by the applicant's surveyor which did not properly delineate the location of the bulkhead line curve showed that the sale could be made without prejudice to a liberal bulkhead line revision for the two objectors. Notice of the sale was sent to the Board of County Commissioners and the county did not file objection or advice concerning any contemplated change of the bulkhead line. The revision desired by the objectors was noted on the map and the Director recommended confirmation of sale to Mr. Yasecko as not prejudicing any bulkhead line adjustment by the county for the two owners and on that basis James R. Dressler, representing the two objectors, withdrew objections.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the price offered.

BROWARD COUNTY - File No. 1053-06-253.12. On July 17 the Trustees authorized advertisement for objections only of a parcel of sovereignty land in the North Fork of Middle River in Section 26, Township 49 South, Range 42 East, containing 2.2 acres, more or less, within the established bulkhead line, for which W. O. Hundley, Sr., riparian upland owner, offered the appraised price of $740.00 for the parcel. The land was advertised for objections only in Fort Lauderdale Daily News, notice stating the requirement to clear mangrove to provide one hundred foot width open water south of bulkhead line, and proof of publication was filed with the Trustees.

William G. Thorenz, who protested bulkhead line and sale at previous meetings, filed letter objecting to the sale and to the offer made for the land and cited 120 foot clearance for the waterway. The Director explained that price was based on current appraisal by a registered appraiser and that the minutes showed requirement of 100 foot clearance.

Upon motion by Mr. Larson duly adopted, the Trustees overruled objection and confirmed sale to Mr. Hundley at the appraised price.

LEE COUNTY - File No. 1181-36-253.12. On August 7 the Trustees considered offer of the appraised value of $500.00 per acre from Burroughs Enterprises, Inc., abutting upland owner, for purchase of two parcels of submerged land in Jug Creek in Section 30, Township 43 South, Range 22 East, Pine Island, containing 2.82 acres, more or less, within the established bulkhead line. The land was advertised for objections only in the Fort Myers News Press, proof of publication was filed with the Trustees, and no objection was received.

Upon motion by Mr. Larson duly adopted, the Trustees confirmed sale to the applicant at the price offered.

PALM BEACH COUNTY - File No. 1161-50=253.12. On August 14 the Trustees considered offer of the appraised price of $1578.45 per acre from Jules T. Gradison, abutting upland owner, for purchase of 2.58 acres, more or less, of submerged land in Lake Worth in Section 26, Township 44 South, Range 43 East, Town of Palm Beach, within the established bulkhead line. The land was advertised for objections only in the Palm Beach Post, proof of publication was filed with the Trustees, and no protest was received. Central and Southern Florida Flood Control District waived objection to the proposed sale.

Upon motion adopted without objection, the Trustees confirmed sale to the applicant at the price offered.

PALM BEACH COUNTY - File No. 1157-50-253.12. On June 19 the Trustees considered offer of $1925.00 per acre, the area appraised value, from A. W. Steffey and wife, abutting upland owners, for purchase of a parcel of submerged land in Lake Worth in Section 3, Township 45 South, Range 43 East, Town of Lantana, 0.25 of an acre within the established bulkhead line.

File No. 1186-50-253.12. On July 31 the Trustees considered offer of $1925.00 per acre, the area appraised value, from Jack C. Lee, abutting upland owner, for purchase of a parcel of submerged land in Lake Worth in Section 3, Township 45 South, Range 43 East, Town of Lantana, 0.13 of an acre within the established bulkhead line.

The two parcels were advertised for objections only in the Palm Beach Post, proof of publication filed with the Trustees, and several objections were filed by riparian owners within 1000 feet. At the suggestion of the Staff, allocations of submerged lands were revised so that each owner's rights projected at right angles to the bulkhead line except for slight deviation at the easterly end where an early conveyance was made to the Town of Lantana. Maps showing the revised layout were furnished to all owners in the zone . A. A. Humphrey and George Spatta continued to object. Several owners objected by reason of possible uses of the areas which were zoned commercial.

The Staff recommended objections be overruled and the two sales confirmed, since the amended allocation plan provided equitable divisions for orderly development to be coordinated with the contemplated expansion of the Town park to the bulkhead line under a dedication previously granted.

Upon motion by Mr. Larson duly adopted, the Trustees approved the Staff recommendation and confirmed sales to the two applicants at the price offered.

GLADES COUNTY - Sale and Lease. On August 1, 1961, action was deferred for study of the appraised value of 142 acres in Sections 15 and 22, Township 42 South, Range 33 East, under Lease No. 817 to J. E. Wiggins; 44 acres in Section 16, Township 42 South, Range 33 East under Lease No. 1399 to Fisher W. Ange; and 212.2 acres in Sections 16 and 17 in Township 42 South, Range 33 East, under Lease No. 609 held by Ray D. Chamberlain. The United States Sugar Corporation, as the adjacent upland owner, had made application to purchase the lands under Section 253.37 Florida Statutes (reclaimed Lake Okeechobee lands). The Wiggins lease expired August 2, 1961 and short term extensions were granted during the deferment, and the other two leases contained provision for cancellation by the Trustees.

The Trustees' Engineer inspected the lands and reported unit values for areas found suitable for sugar cane, pasture and areas classed as waste lands, and he made area deductions based on new requirements of Central and Southern Florida Flood Control District and a power line easement. The average of the prices fixed for the three classes of land and area of each class amounted to an average price of $124.09 per acre. U. S. Sugar Corporation modified its application and offered the new price for 60.27 acres in Section 15, 128.57 acres in Section 16, and 19.90 acres in Section 17, all in Township 42 South, Range 33 East, making an offer of $25,901.75 for a total of 208.74 acres which would include the area in the existing power line easement and not include the area required by and granted by easement to the Flood Control District.

Mr. Ange submitted to the proposal and the two other lessees applied to lease the remaining portions of their lease areas not included in the sale, approximately 107 acres for Mr. Wiggins and 83.35 acres for Mr. Chamberlain.

Upon motion by Mr. Larson duly adopted, the Trustees approved sale of 208.74 acres, more or less, to United States Sugar Corporation for the price offered, authorized cancellation of the three leases and refund of rental prepaid by Mr. Ange whose entire lease area was in the purchase, and authorized issuance of new leases to Messrs. Wiggins and Chamberlain with the same rental and conditions as in their former leases with credit and/or refund for any prepaid rental, the new leases to cover the balance of each former lease area not sold to the corporation.

LEASES

COLLIER COUNTY - Vincent B. Burke of Dade County made application for a five-year lease, with option to renew, covering a sand spit about 100 by 600 feet, 1½ acres, in the Gulf of Mexico about 1½ miles southeast of Cape Romano at Latitude 25°49'44" North, Longitude 81°39'30" West, for a campsite.

Upon motion by Mr. Green, duly adopted, the Trustees authorized issuance of five-year lease at $75.00 per year rental, with 120-day cancellation clause.

PALM BEACH COUNTY - Trustees of Internal Improvement Fund and State Board of Education Land.

J. W. Brown of Pahokee made application for ten-year agricultural lease with option to renew covering the following:

> Trustees Internal Improvement Fund land - That part of W½ of Section 9, Township 45 South, Range 35 East, lying West of West right of way of Miami Canal, containing 308.53 acres, more or less; and
>
> State Board of Education land - That part of Section 16, Township 45 South, Range 35 East, lying West of Miami Canal, less South 200 feet (railroad right of way), containing about 324.00 acres.

The land was in the rough, wild, wet state and applicant estimated preparation for use would cost $100 to $125 per acre and that it would probably be the second year before it could be used.

Staff recommended ten-year lease at $1.00 per acre per year with requirement that lessee evidence at least $60,000 investment in improvement of the lands by the end of the third year, clearing, drainage, access road construction and planting of improved pasture grasses being improvements contemplated.

Upon motion duly adopted, the Board authorized issuance of ten-year lease of the Trustees' land described above to J. W. Brown with rental and requirements as recommended by the Staff, any renewal to be based on negotiation after appraisal.

PALM BEACH COUNTY - On May 22, 1962, action was deferred for three months on the continued operation of the Belle Glade Airport in the SW$\frac{1}{4}$ of Section 29, Township 43 South, Range 37 East pending receipt of possible proposal by the City of Belle Glade or Palm Beach County, and the Florida Development Commission was requested to continue operation under Lease No. 1116 for the three months. No new proposal was received. Request of the Airport Manager dated September 20 was for lease to the Division of Corrections with provision for long-term space leases for commercial and agricultural plane users and that those leasing space elect a committee of three to assist and advise the Division,which prior to May 22 had expressed willingness to operate the Airport at its present location if the City of Belle Glade did not care to do so. The City had proposed that the site be given to the city for exchange in acquisition of another site, however conversion to commercial use or private development was considered adverse to security and administration of the Glades Prison Farm.

Trustees' Engineer William R. Kidd made inspection and recommended that the Superintendent of the Glades Correctional Institution be given primary responsibility for the management and maintenance of the airport in Section 29 together with the primary responsibility of recommending appropriate lease arrangements for buildings and fixed base management contracts. Representative Emmett Roberts agreed with those recommendations.

Motion was made by Mr. Larson and duly adopted that the Belle Glade Airport area be placed under lease to the Division of Corrections, with authority to maintain, manage, and to make appropriate lease arrangements with users of the facility subject to approval of the Trustees.

APPLICATIONS TO PURCHASE LAND

The following five applications were made by abutting upland owners to purchase submerged lands riparian to their properties:

BREVARD COUNTY - File No. 1086-05-253.12. Sylvan B. Krause et al, represented by Crofton, Brewer and Holland, offered the appraised price of $762.00 per acre for a parcel of submerged land in the Indian River in Section 19, Township 23 South, Range 36 East, containing 1.75 acres within the established bulkhead line.

DADE COUNTY - File No. 1210-13-253.12. John W. Campbell, represented by Hendricks and Hendricks, offered the appraised price of $300.00 per acre for a parcel of submerged land in Biscayne Bay in Section 2, Township 56 South, Range 40 East, 41.87 acres within the established bulkhead line.

MANATEE COUNTY - File No. 1199-41-253.12. Key Royale, Inc., represented by John F. Vanderipe, applied to purchase a parcel of submerged land appraised at $1145.00 per acre, located in Tampa Bay in Section 21, Township 34 South, Range 16 East, 2.717 acres at Holmes Beach landward of the established bulkhead line. Applicant's request for reduction in price was denied by the Trustees.

MONROE COUNTY - File No. 1214-253.12. Joseph A. Browning, represented by Florida Keys Engineering, Inc., offered the established price of $300.00 per acre, or $100.00 minimum in this instance, for purchase of a parcel of submerged land in Pine Channel in Section 28, Township 66 South, Range 29 East, 0.33 of an acre at Little Torch Key.

SANTA ROSA COUNTY - File No. 1215-57-253.12. J. W. Cook, represented by Earl L. Lewis, offered the recommended price of $100.00 per acre for purchase of a parcel of submerged land in Escambia Bay in Section 17, Township 1 South, Range 28 West, containing 1.39 acres within the established bulkhead line.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized the five parcels of land advertised for objections only on the basis of the prices shown above.

MISCELLANEOUS

BREVARD COUNTY - Dedication. The Board of County Commissioners of Brevard County by Resolution adopted August 23, 1962, requested dedication for public recreational purposes of two sovereignty islands in the Banana River in Sections 29 and 32, Township 25 South, Range 37 East, subject to approval of the Florida Development Commission. The larger island (8.3 acres) located one-half mile offshore from Merritt Island and the second island with estimated area of five acres located about one-fourth mile northeast of the other one were recently inspected by the Board of Conservation and found suitable for development use for recreational purposes and dedication was recommended by the Governor's Committee on Recreational Development.

Staff recommended dedication for said purposes under supervision and control of the Board of County Commissioners with provision for revocation, at option of Trustees, in event of five consecutive years of non-use or conversion to other uses, and it was suggested that as to approval of Florida Development Commission, such would be an administrative decision and letter of the Director should suffice.

Upon motion by Mr. Green duly adopted, the Trustees approved the recommendations of the Staff and granted request of Brevard County for dedication of the two islands for public recreational uses.

BREVARD COUNTY - (SAKSP 62-488) Upon motion duly adopted, the Trustees authorized issuance of State Permit to Larry L. Culbert for marina in Indian River adjacent to applicant's upland in Section 35, Township 24 South, Range 36 East, contingent upon payment of the regular fee of $100.00.

BROWARD COUNTY - The Trustees set October 9 for consideration of application by A. C. Cranson for State Permit for private pier. On September 18 the objector, Francis Sams, had requested hearing by the full Board, however, the Trustees ruled that attendance by all five members was not needed for the application to be heard and action taken.

BROWARD COUNTY - Without objection, refund in the amount of $1.00 was authorized to the Broward County Title Company of Fort Lauderdale, by reason of overpayment in connection with a release of canal reservations held by the Trustees under Deed No. 16124.

BROWARD COUNTY - Without objection, the Trustees granted perpetual easement applied for by Florida Inland Navigation District on behalf of the United States of America for an additional parcel of approximately 0.30 acre of submerged land in the open waters of the Stranahan River in Section 14, Township 50 South, Range 42 East, Broward County, for right of way purposes for the Intracoastal Waterway.

DADE COUNTY - On August 28 Resolution was adopted whereunder the Trustees would be receptive to Agreement between Dade County and the City of Islandia providing as a condition precedent for approval by the county and city of any proposed sale of submerged lands in Islandia that the applicant must submit detailed development plans showing proposed use and development and areas reserved for public uses, or, in lieu of submission of such plans and provided such application to purchase did not conflict with any development plans for said property by county or city, applicant would agree to pay into a joint trust fund an amount equal to 14% of the purchase price fixed by the Trustees. County Resolution No. 7862 adopted September 4 and City of Islandia Resolution No. 59 adopted September 17, and the joint Agreement, were in accord with the Trustees' Resolution of August 28, and the county and city requested formal approval of the

Trustees in order that the agreement might become effective.

For the purpose of establishing a procedure for processing new applications for submerged land purchases in Islandia, the Staff recommended that such applications be filed with and considered by the Trustees, that the county and city be advised concerning all such applications for which sales are confirmed subject to compliance with the requirement of plans or deposit of the 14%, and that delivery of deeds and contracts be deferred until the city and county evidenced approval based on applicants having complied with the provisions of the City-County Agreement of September 12, 1962.

Upon motion duly adopted, the Trustees formally approved the Agreement and the procedure recommended by the Staff.

HIGHLANDS COUNTY - Upon motion by Comptroller Green, duly adopted, the Trustees authorized issuance of permit to each of the following upland owners to remove from bottoms of Lake June-in-Winter riparian to their properties the stated amounts of fill material to repair shore erosion and improve uplands, subject to compliance with Trustees' permit provisions, recommendations of the Game and Fresh Water Fish Commission, and payment of $25.00 minimum charge for each:

(1) L.L. Linder, 450 cubic yards to improve upland described as Lot 19 Breezy Point Park;

(2) A. M. Hendry, 350 cubic yards to improve upland described as East one-half of Lot 20 Breezy Point Subdivision;

(3) Dan J. Cowart, 350 cubic yards to improve upland described as West one-half of Lot 20, Block A. Breezy Point Park;

(4) F. W. Ange, 380 cubic yards to improve upland described as Lots 38 and 39, Block 2, Lake June-in-Winter Subdivision;

(5) Ben H. Shelley, 460 cubic yards to improve upland described as Lot 6 Sunset Point Addition to Town of Lake Placid and Lot 1 of Lakeside Park;

(6) Fred G. Merilatt, 450 cubic yards to improve upland described as Lot 6 Hathaway Subdivision;

(7) Frank C. Fassett, 400 cubic yards to improve upland described as Lot 5 Hathaway Subdivision in Section 25, Township 36 South, Range 29 East.

MANATEE COUNTY - Lincoln Holdings, Inc., holder of Contract No. 22877 issued August 16, 1961, covering 2 parcels in Sarasota Bay and 2 parcels in Perico Bayou adjacent to Perico Island, total of 64.08 acres, applied for deed covering 2 parcels aggregating 42.46 acres for which total purchase price was $16,984.00 plus interest and unpaid balance as of September 16 was $10,055.94 principal plus $100.56 interest. Applicant proposed to pay $12,000 which would pay up the account for the 42.46 acres, prepay the February 16, 1963 contract installment and interest with a further credit of about $124.00.

Upon motion by Mr. Larson duly adopted, the Trustees approved the application for the 42.46 acres to be deeded and the contract adjusted accordingly for the remaining 21.62 acres.

MARTIN COUNTY - Without objection, the Trustees authorized issuance of State Permit to Roger M. Skillman and wife, John E. Skillman and wife, for construction of a marina in the Indian River at applicants' Lots 36 and 37 St. Lucie Inlet Harbor Subdivision, for which county permit, written consent of adjacent waterfront owners and $100.00 processing fee were filed.

MONROE COUNTY - File No. 1134-44-253.12. The City of Key West by Resolution dated September 5, 1962, requested dedication of 56.3 acres of submerged land north of and adjacent to an area conveyed to the city in 1950 for public purposes, all north of and adjacent to the city's golf course at Stock Island. The land was required for expansion of the sanitary land fill site and upon being filled would be used for public recreation purposes. Only one private ownership was within 1000 feet and since the intended use was a continuation of the present city use and the location was such that advertisement did not appear necessary, the Staff recommended dedication for public purposes only under supervision and control of the City of Key West with provision for revocation at Trustees' option in event the area was filled and for three consecutive years thereafter was not used for public purposes, or in the event of conversion to other than public purposes, and that advertisement and issuance of notices be waived and the $50.00 processing fee tendered by the city be refunded, provided written waiver was obtained from the riparian owner within 1000 feet.

Upon motion duly adopted, the Trustees approved dedication of the parcel of submerged land to the City of Key West subject to the provisions recommended by the Staff, and authorized refund of the processing fee to the city.

MONROE COUNTY - On November 7, 1961, the Trustees granted to the City of Key West an easement 100 feet wide for power line purposes across submerged lands of the Bay of Florida from the Island of Key West northerly approximately 1600 feet to a junction with Easement No. 22735A previously granted. The city requested increase of easement to 150 feet for relocation of transmission structures.

Without objection, the Trustees authorized issuance of substitute easement for the width requested by the City of Key West.

OKALOOSA COUNTY - On June 26 the Trustees considered application of Malone Freight Lines, Inc., for private pier permit after-the-fact at Fort Walton Yacht Club and motion to deny permit resulted in a tie vote. The Trustees' Engineer inspected the area and contacted applicant's representative, James N. Cox, and the objector, Elbert R. Davis. Engineer's report cited issuance of permit March 24, 1960 to the Yacht Club, to which Mr. Davis did not object, and construction of the unauthorized pier prior to July 26, 1961, on which date Mr. Davis protested that the pier and the mooring of a large boat obstructed view and was otherwise objectionable and adverse to his adjacent residence, possibly causing pollution of the public waters and bathing area. Efforts to secure agreement were unsuccessful. The Engineer reported that Yacht Club facilities authorized in 1960 caused some damage to objector's property, that the unauthorized pier added materially to the damage, and that requirement of removal appeared justified and in such event it would be desirable to arrange for the other pier at the Club to be removed at such time that it required repair, which would eliminate all docks in front of the boathouses and substantially reduce Mr. Davis' problem. It was noted that the Yacht Club had large docking facilities and boat slips at the end of its waterfront beyond the boathouses. In event removal of the unauthorized pier should not be enforced, the report urged such use limitations as public health could demand. The Staff suggested that the size of the boat and its use as a corporation entertainment facility should classify the pier as commercial rather than private.

The Trustees questioned Mr. Cox, Mr. Davis and Engineer Kidd. No compromise was reached and the Board agreed that the objections were valid.

Upon motion by Mr. Larson adopted without objection, the Trustees denied request for after-the-fact permit and directed that order for removal of the pier be carried out.

PALM BEACH COUNTY - On September 11 the Trustees deferred action pending further investigation of request of Palm Beach County for grant of the northerly one hundred feet of Section 29, Township 43 South, Range 37 East for public road right of way. The Committee inspected the location and Engineer Kidd met with representatives of the State Road Department, Palm Beach County, State Division of Corrections, Sugar Cane Growers Coorperative, and Representative Emmett Roberts. Mr. Kidd's report dated September 24 cited some of the significant factors brought out in that meeting and concluded that the proposed sugar mill road along the north boundary of Section 29 would enhance value of the property but would cause some additional burdens on the prison farm management which could be borne provided the prison farm did not have to bear the expense of relocation of certain facilities. The report recommended (1) grant to the State Road Department of 100-foot right of way along the section line between Sections 20 and 29 with additional right to remove limerock from the adjacent canal for use in construction and (2) authorization for Palm Beach County Engineer to enter upon the property immediately for the purpose of reinforcing the road for use during the forthcoming harvest season, both contingent upon agreement of the Board of County Commissioners of Palm Beach County to perform the following relocations in a manner satisfactory to Trustees and Division of Corrections:

(a) Provide the necessary fences and security gates at road crossings.

(b) Relocate the existing pumping station now located in the proposed right of way and construct the necessary ditches to make the system operative.

(c) Rebuild the cattle pens and weighing scales in a location to be designated by Division of Corrections.

(d) Construct two miles of private farm road on Sections 29 and 20 to standards and in locations satisfactory to the Division of Corrections.

The Trustees were advised that Commissioner Conner was in substantial agreement with the Engineer's recommendations and conclusions, and the Trustees' Director concurred. Representative Roberts said the proposals and conditions were acceptable to the county, and other interested parties expressed agreement.

Upon motion made by Mr. Larson, seconded by Mr. Green and adopted, the Trustees accepted the report and approved dedication to the State Road Department of the loo-foot right of way for public road purposes with authorization to the county to proceed immediately to enter upon the property to work on the road, contingent upon the county agreeing to perform that set out in a, b, c and d above. Also, the Board stated as a firm policy for the future that no requests for prison farm lands would be considered until thorough investigation and report were rendered.

PALM BEACH COUNTY - Without objection, the Trustees approved application for extension of the northerly seven existing groins of Arvida Realty Company in the Atlantic Ocean immediately south of the Cabana Club at Boca Raton, as approved by the Coastal Engineering Laboratory.

PALM BEACH COUNTY - Without objection, the Trustees approved the application by Central and Southern Florida Flood Control District and authorized issuance of perpetual right of way easement with the right of assignment to the United States covering an additional parcel of reclaimed lake bottom land containing approximately 0.5 of an acre in Lake Okeechobee in Section 23, Township 42 South, Range 36 East, Palm Beach County, for enlarging Levee L-D9 (Herbert Hoover Dike).

PALM BEACH COUNTY - Upon motion duly adopted, the Trustees granted request of Town of Lantana Resolution No. 26-62 dated September 10, 1962, and approved dedication to the town for street purposes of those submerged bottoms in Lake Worth in Section 34, Township 44 South, Range 43 East, lying easterly of and between the right of way lines of Croton Avenue extended to the established bulkhead line.

PINELLAS COUNTY - (SAKSP 62-526) Board of County Commissioners of Pinellas County applied for State Permit for public piers and boat ramp on Madelaine Key in the Mullet Key group owned by the county for recreational uses. On September 8, 1960 the county obtained public pier Permit No. 1443(CD-121) for $100.00 fee, and since the island group was a public recreation area and the county had not tendered a fee for the new installation, the Staff requested directive as to whether charge should be made for the additional pier permit.

Upon motion by Mr. Larson duly adopted, the Trustees authorized the former permit amended to include the new installation and waived the charge.

POLK COUNTY - City of Lakeland Resolution No. 711 adopted March 19, 1962, requested dedication of the portion of a parcel 200 by 400 feet northeast of State Road 600 (Memorial Boulevard) which appeared to have been filled by the Sertoma Club prior to December 7, 1960, about 95% of the area being Lake Parker sovereignty land. On May 6, 1960 the Club proposed to dredge material to improve a strip of land between the highway and Lake Parker for a public recreation area and the map furnished was a small scale city street map. The Game and Fresh Water Fish Commission approved the work and agreed to provide a boat ramp. The City of Lakeland by Resolution No. 571 adopted November 21, 1960 approved the proposed park and boat ramp but cited need for the Club to make application to Trustees and any other agencies necessary for authority to dredge and establish the park. "Other agencies" was read as meaning the State Road Department. To the Sertoma Club's application on December 2, 1960, for a "strip of submerged land lying between Lake Parker and East Memorial Boulevard", the Staff's reply cited absence of authority to convey submerged land in fresh water lakes and expressed regret that the Club had not advised that the material sought May 6 was not for filling upland. Possibility was suggested of dedication for park and recreation purposes with consent of State Road Department and private riparian owners.

On March 23, 1962, the City of Lakeland requested dedication and it was disclosed that the city and the club represented ownership of all property within 1000 feet, but no reply was made concerning the question as to whether the 200 by 400 feet adjacent to the heavy traffic averaging 11,560 vehicles in 24 hours was adequate and desirable for a public recreational area rather than constituting an attractive hazard.

Two former dedications of submerged land in fresh water meandered lakes were previously made in recognition of necessity (a small parking area extension near Florida Southern College and expansion of a municipal power plant), but the element of necessity was not apparent in this case. The Trustees took the position that since the land was filled and being used, it would be better to have the area committed to supervision and policing by the municipality.

Upon motion duly adopted, the Trustees authorized dedication of the parcel to the City of Lakeland with option to revoke in event of three years non-use or conversion to other than public park and recreational purposes, delivery of instrument of dedication to be deferred until approval of the plan by the State Road Department and subject to the city assuming supervision of the park.

SARASOTA COUNTY - File No. 1217-58-253.12(1). Upon motion duly adopted, the Trustees approved conveyance to Robert G. Ward under provisions of Section 243.12(1) Florida Statutes, of a parcel of former submerged land filled prior to the effective date of the Bulkhead Act and subsequent to May 29, 1951, containing 0.542 acre in Sections 17 and 20, Township 37 South, Range 18 East, Sarasota County, at $200.00 per acre, which was the appraised value of the parcel as it existed prior to such filling.

VOLUSIA COUNTY - Without objection, the Trustees approved issuance of permit to the Mackle Company, Inc., for removal of 3370 cubic yards of material from the bottoms of Lake Monroe riparian to applicant's uplands in Section 6, Township 19 South, Range 31 East, for the standard price of five cents per cubic yard or $168.50 total, the Game and Fresh Water Fish Commission having approved the application.

VOLUSIA COUNTY - Authority was requested to issue a corrective disclaimer to correct errors in the description in an ex parte disclaimer authorized July 31, 1962, covering natural accretion between the northerly boundary of Lot 9 Cliff Subdivision, Palmas Grant in Section 38, Township 16 South, Range 33 East, and the present mean high water mark of Spruce Creek.

Upon motion duly adopted, the Trustees authorized issuance of corrective disclaimer.

CAPITOL CENTER - Upon request of the Board of Commissioners of State Institutions which determined need for the east portion of Lot 248 Old Plan Tallahassee, known as "Gray Property", motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Attorney General be authorized to proceed with acquisition of the property by negotiation or condemnation.

CAPTIOL CENTER - Application for one-year lease extension was made by Mrs. Ethel R. Hawes, holder of Lease No. 1063-A which expired August 31, 1962, covering Lots 254 and 258 of Original Plan of Tallahassee.

Without objection, the Trustees authorized one-year extension from expiration date on the same terms which included rental of $125.00 per month, maintenance of buildings by lessee, liability coverage and 90-day cancellation provision.

TRUSTEES MINUTES - Upon motion by Mr. Larson duly adopted,the Director was authorized to invite local bids for printing and binding 100 copies of Volume 33 Trustees minutes, July 1, 1960 through June 30, 1962, with reproduction by photo-lithographic process, 10 copies full sheepskin binding and balance paper cover stock uniform with preceding volume.

TRUSTEES OFFICE - Equipment. Upon motion duly adopted, the Trustees authorized the purchase of two GF 4-drawer legal size olive-green file cabinets without locks with list price of $137.00, net $116.45, each.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson duly adopted, the Trustees approved Report No. 821 listing one bid for sale of Murphy Act land, and authorized execution of deed pertaining thereto.

CITRUS COUNTY - The Town of Crystal River offered $400.00 for conveyance for street purposes of Lot 29, Bollert's Addition to Crystal River, in Citrus County, embraced in Part Tax Sale Certificate No. 249 of 1928 and Certificate No. 183 of 1931.

Upon motion duly adopted, the Trustees approved conveyance under Chapter 21684, Acts of 1943, without advertisement and public sale, for the price offered.

OKALOOSA COUNTY - The State Road Department requested right of way easement for State Road No. 30 (SRD No. 1692, Section 25030-2507) covering 0.082 of an acre, more or less, in Government Lot 2, Section 15, Township 2 South, Range 25 West, Okaloosa County.

Without objection, the Trustees authorized issuance of easement to the State Road Department.

VOLUSIA COUNTY - Volusia County offered $40.00 for conveyance of Lots 20 and 21 Block 15 St. Johns Estates, Map Book 10, Page 183 of Public Records of Volusia County, embraced in Tax Sale Certificate No. 244 of August 3, 1931. The land was desired as site for county barn and storage of road machinery.

Upon motion duly adopted, the Trustees approved conveyance under Chapter 21684, Acts of 1943, without advertisement and public sale, for the price offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST: DIRECTOR - SECRETARY

* *

Tallahassee, Florida
October 9, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson Director-Secretary

Upon motion duly adopted, the Trustees approved minutes of the meetings on September 11, 18 and 25, 1962, which were approved by the Attorney General and copies presented to each member.

LAND SALES

CHARLOTTE COUNTY - File No. 1189-08-253.12. On August 28 the Trustees considered offer of $350.00 per acre, the appraised price, from Babcock Florida Company, abutting upland owner, for purchase of two parcels of submerged land in Charlotte Harbor in Fractional Sections 10, 15 and 22 of Township 41 South, Range 22 East, 81.7 acres within the established bulkhead line. The land was advertised for objections only in the Punta Gorda Herald, proof of publication was filed with the Trustees, and no protest was received.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale of the land to the applicant subject to verification that the appraisal was current.

MANATEE COUNTY - File No. 1205-41-253.12. On August 28 the Trustees considered offer of the appraised price of $200.00 per acre from F. J. Burger and wife, riparian upland owners, for purchase of two parcels of submerged land in Bishop's Harbor in Section 13, Township 33 South, Range 17 East, comprising 7.05 acres. The land was advertised for objections only in the Bradenton Herald and proof of publication was filed with the Trustees.

Because of objections filed by D. G. Haley to sale of Parcel B containing approximately 0.63 acres, the applicant withdrew that parcel from his application. Staff recommended sale of Parcel A comprising 6.42 acres.

Upon motion duly adopted, the Trustees confirmed sale of the 6.42 acre parcel at the appraised price.

BROWARD COUNTY - File No. 1185-06-253.12. George C. Martin and wife, J. H. Spencer and wife, and William V. Short et al, riparian upland owners of Lots 5, 6 and 7 respectively, all in Block 10 of Hillsboro Shores, Section "A", offered $2500.00 per acre, or $100.00 minimum each, for three contiguous parcels of submerged Hillsboro Bay (Wahoo Bay) land adjacent to their upland, totaling 0.085 acre within the established bulkhead line. On August 21 the Trustees heard objectors in connection with consideration of the bulkhead line and on August 28 authorized advertisement for objections only, sales if made to be subject to the same condition under which the bulkhead line was approved, viz: with the understanding that no excavation of the embankment adjacent to and seaward of the bulkhead line on sovereignty land should be done for other than installation of seawall on the bulkhead line in accordance with city standards, or in connection with an operation or project approved by the Trustees for shore stabilization or restoration work. The land was advertised for objections only in the Fort Lauderdale News and proof of publication was filed with the Trustees.

The sales and contemplated filling were viewed by a number of objectors as a trend toward narrowing the lower end of the Bay which currently was of the character of a lake since the migration in March 1962 of the sandspit separating the Bay and Atlantic Ocean; that the protrusion which would result from filling and seawall at the new bulkhead line would direct waters into objectors' properties; and that the natural beauty of the bay would be affected. Two objectors called attention to applicants' proposal to construct rubble mound on sovereignty land bayward of the proposed seawall which would further narrow the bay and hinder restoration in their opinion. Mr. Spencer stated that the rubble mound plan had been abandoned. The Staff recommended against the rubble mound and advised that a model study of the area was planned.

Upon motion by Mr. Ervin, seconded by Mr. Green and adopted, the Trustees confirmed sales to the three applicants at $100.00 minimum price for each, provided that deed contained provisions that there should be no construction, filling or excavation in front of the bulkhead line and no interference with the opening of Hillsboro Bay or the restoration of the sandspit, otherwise described as Section "C" of Hillsboro Shores, except as formally approved by the City of Pompano Beach and the Trustees.

MONROE COUNTY - File No. 1029-44-253.12. On January 9, 1962, the Trustees deferred action on application of Mrs. Myrtle Williams, abutting upland owner, to purchase a parcel of submerged land in Bogie Channel in Section 25, Township 66 South, Range 29 East, 1.09 acres at Big Pine Key. Objection filed by Ralph E. Cunningham on behalf of Ralph Guthrie requested that a channel cut by Mr. Guthrie and Mrs. Williams' predecessor in title be excluded from the sale, which would allow purchase of only part of the area properly riparian to the Williams lot. Upon applicant expressing the intention to use the channel bottom to obtain fill and to deepen, the protestant agreed to waive objection provided purchaser agreed that the channel remain and that condition be imposed to prevent purchasers from constructing any pier which would obstruct access.

Except at the shore, all of the channel was in the area riparian to the applicant and Mr. Guthrie appeared to have participated in construction in front of a lot other than his own at the risk of the neighboring riparian owner exercising the right to purchase and develop, including pier construction. Suggestion was made that permit for a channel to serve Mr. Guthrie could be arranged, and Staff did not feel that applicant could be denied right to purchase or build pier.

Upon motion by Mr. Ervin duly adopted, the Trustees overruled the objections and agreed to sell the parcel at the established price of $300.00 per acre, subject to a clause in the deed providing that nothing therein should affect rights, if any, inuring to the adjacent property owners.

APPLICATIONS TO PURCHASE LAND

SAINT LUCIE COUNTY - File No. 1206-56-253.12. Charlotte B. Gotfredson, abutting upland owner represented by McCarty, Brown, Cooksey and Alderman, offered $100.00 per acre for 18.33 acres of submerged land in the Indian River in Section 3, Township 37 South, Range 41 East, within the established bulkhead line.

Upon motion by Mr. Larson duly adopted, the Trustees authorized the land advertised for objections only based on the offer made, which was more than the current appraisal.

SARASOTA COUNTY - File No. 1137-58-253.12. O. W. Caspersen, the abutting upland owner, represented by Blair and Dean, offered the area appraised price of $500.00 per acre for purchase of a parcel of submerged land in Little Sarasota Bay in Section 1 and 2, Township 39 South, Range 18 East, 0.62 of an acre within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized the parcel advertised for objections only.

OKEECHOBEE COUNTY - File No. 1216-47-253.36. R. P. Edwards and wife, abutting upland owners represented by William L. Hendry, offered the established price of $125.00 per acre for a parcel of reclaimed lake bottom land in Lake Okeechobee in Section 18, Township 38 South, Range 35 East, Okeechobee County. Sale without advertisement was recommended, in accordance with the usual policy for sale of reclaimed bottom lands in this area.

Upon motion by Mr. Conner duly adopted, the Trustees approved the sale without advertising, for the price offered.

MISCELLANEOUS

DADE COUNTY - (a) Paragraph 3 of Lease Option 1640-1640-S dated December 21, 1961, between the Board of Education (as owner of 4,480 acres) and Trustees (as owner of 20,833 acres) with Aerojet-General Corporation was a covenant whereunder the firm within twelve months would commence "construction and installation of a manufacturing plant and associated facilities on said land or upon lands contiguous thereto, owned, leased or controlled by lessee and so doing utilize the aforementioned described land in conjunction with the operation of such manufacturing plant and associated facilities." The firm had purchased or leased with option to purchase a total of 74,334 acres valued at $8,533,941 and expended approximately $170,000 on roads and other improvements. While that might qualify as commencement under Paragraph 3, the firm requested amendment of that paragraph to allow commencement of construction from December 21, 1962 to December 21, 1964. Inasmuch as the modification was intended to make possible the effective and beneficial use of the land and all other provisions of the Lease-Option would remain in effect and unchanged, favorable consideration of the request was recommended.

(b) Also, the Aerojet firm requested that Board of Education and Trustees execute a Memorandum of its lease setting forth that said Boards leased to Aerojet-General Corporation the lands described in its Lease-Option for the purposes and subject to the conditions set forth in its original Lease-Option dated December 21, 1961, which original instrument was unrecorded. The Memorandum, which would serve as notice in the public records and as a basis for tax assessment, was reviewed and recommended by the Attorney General.

Upon motion duly adopted, the Trustees authorized amendment of Paragraph 3 of the Lease-Option between Trustees and Aerojet-General Corporation and approved execution of the Memorandum as to the Trustees' lands, the same action having been taken on this date by the State Board of Education as to its lands.

BREVARD COUNTY - File No. 1138-05-253.124. Without objection, the Trustees formally approved Dredge and Fill Permit No. 5 issued by Brevard County to Joseph S. Yasecko covering an area for which sale was confirmed on September 25, 1962.

BREVARD COUNTY - File No. 1169-05-253.12. Request was made for approval of correction of description of a parcel of submerged land containing 0.23 acre in the Indian River for which sale was confirmed on August 28, 1962. The parcel was advertised in Section 26, Township 22 South, Range 37 East, Brevard County, Florida, lying easterly of and abutting Lot 6 of Second Addition to Indian River City according to plat thereof recorded in Plat Book 2 Page 73, Public Records of Brevard County, Florida. The parcel was actually in Range 35 East, and the office of the Attorney General found that readvertisement was not necessary since reference to lot and recorded plat established the correct location. The fill permit with attached plat issued by the county and formally approved by trustees would be returned to the county for correction of the county records.

Without objection, the Trustees approved corrections in the office records and minutes.

DADE COUNTY - Upon motion duly adopted, the Trustees approved assignment of Lease No. 1567 by Daniels Towing and Drydock Company, Inc., to Daniels Towing Service, Inc., copy of assignment and executed acceptance by the assignee having been filed and the account audited.

DUVAL COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit to Eastern Seaboard Petroleum Company, Inc., for industrial pier and mooring dolphins in St. Johns River at upland of Southern Marine Terminals, Inc., in Block 4, Sand Fly Point Subdivision in Jacksonville. The Southern Marine firm was lessee and subsidiary of applicant and the city permit, adjacent owners' consent and $100 processing fee were filed with the Trustees.

POLK COUNTY - Upon motion duly adopted, the Trustees authorized issuance of permit to Space Land Company, Inc., for $250.00 charge, to dredge 5000 cubic yards of fill material from bottoms of Lake Hartridge riparian to applicant's property in Sections 7 and 18 of Township 28 South, Range 26 East, to improve lakefront area subject to recommendations of the Game and Fresh Water Fish Commission.

CAPITOL CENTER - Attention was called to acquisition of three properties in the block north of the new office building and the need to arrange for removal of buildings for preparation of a parking lot. Under Trustees' authorization of February 20, 1962, the office of the Attorney General recently completed acquisition, as follows:

J. W. Oder property on Gaines Street, Lot 236 and East 10 feet of Lot 235 Original Plan of Tallahassee	$21,800.00
Reuben Williams property on Madison Street, Lot 232 Original Plan of Tallahassee	$22,500.00
A. J. Grant property on Gaines Street, West 50 ft. of Lot 235 Original Plan of Tallahassee	$38,000.00

Upon motion by Mr. Green duly adopted, the Trustees approved the report and authorized Terry Lee to handle removal of the houses as soon as they became available, the Director of State Office Building Projects to advertise for bids in the usual manner.

TRUSTEES' FUNDS - Mr. Green presented recommendation that the Trustees make available $15,500.00 for work in the Law Library in the Supreme Court Building, with the understanding that said amount advanced by the Trustees would be included in the Supreme Court budget as capital outlay to be repaid.

Upon motion duly adopted, the Trustees authorized $15,500.00 to be made available for the purpose requested with the understanding that provision would be made in the Supreme Court budget for repayment to the Trustees' Fund.

TRUSTEES' OFFICE - Upon invitation by letter to four local dealers, the following bids were received for delivery of 4000 gallons of No. 2 fuel oil for heating the Elliot Building:

Ralph E. Proctor Co.	$ 0.159 per gallon
H. C. Mills (Texaco)	0.1184 per gallon

Upon motion duly adopted, the Trustees authorized purchase of the fuel from the low bidder.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 822 listing 1 regular bid for sale of Murphy Act land, and authorized execution of deed pertaining thereto.

CITRUS COUNTY - Silous W. Goodman made offer of $200.00 for conveyance under the Hardship Act of a 2½ acre parcel of land in Section 15, Township 19 South, Range 17 East, described in Part Tax Sale Certificate 338 of 1932 as the SE¼ of SW¼ of NE¼ of NE¼ of said Section 15.

Upon motion by Mr. Green duly adopted, the Trustees authorized conveyance of the parcel under Chapter 28317, Acts of 1953, for the price offered.

DIXIE COUNTY - State Road Department requested right of way easement covering that part of the East 140 yards of West 210 yards of North 70 yards of Lot 1 in Section 25, Township 10 South, Range 13 East, lying south of and within 40 feet of the centerline of secondary road project Sec. 30502-2601, containing 0.241 acre, more or less, exclusive of existing right of way.

Without objection, the Trustees granted right of way easement to the State Road Department as requested.

MARION COUNTY - Refund was requested in the amount of $10.00 to James M. Smith, Jr., by reason that the State Road Department did not recommend release of the state road right of way reservation contained in Marion County Murphy Act Deed No. 1201.

Without objection, the Trustees authorized refund of $10.00 to Mr. Smith.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
October 16, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:		
Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson   Director-Secretary

Upon motion duly adopted, the Trustees approved the minutes of the meeting on October 9, 1962, which were approved by the Attorney General and copy presented to each member.

APPLICATIONS TO PURCHASE LAND

ORANGE COUNTY - File No. 1221-48-253.36. Robert E. Green et al, abutting upland owners represented by Watson and Watson, made application for purchase of a parcel of reclaimed lake bottom land in Lake Conway in Section 24, Township 23 South, Range 29 East, 0.25 of an acre, at the appraisal rate of $500.00 per acre.

Upon motion duly adopted, the Trustees approved sale to the applicant and authorized deed without advertisement for $200.00, the minimum deed amount for reclaimed lake bottom land in this area.

SARASOTA COUNTY - File No. 1187-58-253.12. Riegel Boat Yard, Inc., abutting upland owner represented by Icard, Merrill, Cullis and Timm, offered the area appraised price of $500.00 per acre for purchase of a parcel of submerged land in Little Sarasota Bay in Section 18, Township 37 South, Range 18 East, 0.27 of an acre within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

VOLUSIA COUNTY - File No. 417-64-253.12. (1) Atlantic Park Corporation, the abutting upland owner, requested conveyance under provisions of Section 253.12(1) Florida Statutes, of a parcel of former submerged land in the Halifax River filled prior to the effective date of the Bulkhead Act and subsequent to May 29, 1951, containing 3.8 acres in Section 26, Township 14 South, Range 32 East, Volusia County. Staff recommended conveyance at $200.00 per acre, the appraised value of the land as it existed prior to filling, in accordance with the statute.

Also, the corporation applied to purchase two parcels of submerged land in the Halifax River in Section 26, Township 14 South, Range 32 East, containing a total of 0.91 acre lying riverward and abutting the parcel in (1) above and landward of the bulkhead line established and formally approved by the City of Daytona Beach.

Upon motion duly adopted, the Trustees approved conveyance of the 3.8 acre parcel at $200.00 per acre and authorized advertisement of the 0.91 acre parcel for objections only, subject to applicant making offer of the appraised value before the sale date.

DADE COUNTY - File No. 775-13-253.12. On October 31, 1961, the Trustees authorized advertisement for objections only of submerged bottoms abutting Elliott Key in Sections 35 and 36 of Township 57 South, Range 41 East, applied for by Ralph B. Ryder , James L.

Anderson and Judson Sayre, being three contiguous parcels in the Atlantic Ocean containing 23.7 acres appraised at $380.00 per acre and three contiguous parcels in Biscayne Bay containing 50.34 acres appraised at $300.00 per acre. Subsequently an ownership map of Elliott Key was secured and it was necessary and equitable to readjust the bayward extensions of the boundaries of the areas sought for purchase so as to be normal or perpendicular to the bulkhead line rather than bayward extensions of the upland property lines as had been contemplated by the owners.

Revised plats of survey in the applications showed the three parcels in the Atlantic Ocean contained 29.1 acres and the three areas in Biscayne Bay contained 47.15 acres, and Staff requested authorization to advertise.

Without objection, the Trustees authorized the revised areas advertised for objections only.

DADE COUNTY - Virgil N. Harrington, Superintendent of the Seminole Indian Agency, advised that the Trail Indians during the past year organized as a Federal chartered Tribe known as the Miccosukee Tribe of Indians of Florida and as such organization received full Federal recognition and that the Tribe and Bureau of Indian Affairs had cooperated, employed engineers and architects and developed plans for schools and other facilities. Authority was obtained from the U. S. Department of the Interior for an area within the Everglades National Park to be made available for camp sites, government administration and school areas, beginning at the Collier County line and extending about 5½ miles easterly and 500 feet into the Park. Dade County Board of Public Instruction provided a temporary school building and a contract for a modern school building was planned for early 1963. The Tribe did much planning work and all new development would harmonize with the topography and native Indian design. Mr. Harrington advised that the Indians had contracted for fill material to raise the sites of homes and other structures above flood level, had secured firm commitment for loan of $350,000 from the Bureau of Indian Affairs to carry out initial phase of construction, and it was expected that about $700,000 would be invested in the completed project.

Request was made on behalf of the Tribe for three small parcels each 600 feet long on the north side of Tamiami Trail southerly of and contiguous to the south edge of Levee L-29 borrow canal, in (1) Section 18, Township 54 South, Range 36 East, easterly of and contiguous to the right of way of Structure S-12-B; (2) in Section 18, Township 54 South, Range 36 East, westerly of and contiguous to the right of way of Structure S-12-B, and (3) in Section 15, Township 54 South, Range 35 East, easterly of and contiguous to the right of way of Structure S-12-A, legal descriptions of which areas were furnished by Central and Southern Flood Control District which held easement on the areas.

Present at the meeting were R. C. Miller of the Federal Bureau of Indian Affairs and, representing the Miccosukee Tribe , Chairman Buffalo Tiger, Treasurer John Poole, Secretary John Willie, Lawmaker George Osceola, Tommie Tiger and Stanley Frank. Mr. Harrington stated that the three parcels would be used for businesses operated by the Tribe, including a modern restaurant, service station, bait shop and boat ramp.

Governor Bryant expressed the gratification of the Trustees for the efforts and cooperation of the Tribe, the Department of the Interior, the Superintendent of the Indian Agency, the Flood Control District, Dade County Board of Public Instruction and State Indian Commissioner Kidd, and commended the Tribe for its interest and planning the kind of project of which all would be proud.

Upon motion by Mr. Green, seconded by Mr. Larson and adopted, the Trustees approved dedication of the three areas, subject to the easement of the Flood Control District, for the use and benefit of Florida Indians, to be administered by the United States of America through the Department of the Interior with provision for revocation at option of Trustees in event the land should at any time not be used for the sole benefit of Florida Indians.

BULKHEAD LINES

BROWARD COUNTY - Robert M. Curtis on behalf of E. W. Vanstone, owner of Island "B" on Catalina Isle in New River Sound, requested Trustees to fix a bulkhead line pursuant to Section 253.122(3) Florida Statutes which provided that " In the event the Board of County Commissioners and the governing body of any municipality, for a period of sixty days next and after the receipt of the written application by such upland owner, fails, neglects or refuses to locate and fix a bulkhead line or lines . . . upland and riparian owner may file his application for the establishment of a bulkhead line with the Trustees of the Internal Improvement Fund . . . " Mr. Curtis contended that the City of Fort Lauderdale had failed to fix a bulkhead line for Island "B", his client's investment and interests were tied up, and that his client had modified his plan once and any further cut would make it impossible to carry out the development planned.

The situation was explained as follows. On December 20, 1960, the Trustees deferred action on a bulkhead line fixed by City Ordinance C-1692 dated November 1, 1960, and requested the city to eliminate encroachment of the line on right of way of the Intracoastal Waterway and with suggestion that the easterly extension be reduced to conform more closely to the existing land mass. The city did not modify the line and upon request by the owner for final action the Trustees on May 9,1962 denied approval of the bulkhead line and on June 8, 1962 the city repealed its Ordinance C-1692. The owner then made application to the city for a new line; the city advertised and conducted a public hearing on July 17, 1962. Local objections were received and owner agreed to some reduction, but further reduction was proposed to which the owner did not agree and stated, according to transcript of the hearing, that he would be better served by having the application rejected. City proposed deferment of final action to allow the owner opportunity to submit a new legal description but upon the owner insisting on final action being taken on the line as modified, the city did take final action and denied the application. Mr. Curtis pointed out that a sixty-day period followed during which time the city had the authority and discretion to fix such a line as it saw fit, however the city failed to act.

The Attorney General by advisory memorandum dated August 29, 1962, found that the city "has not failed, neglected or refused to locate and fix a bulkhead " but had made every reasonable effort to fix a line which in its opinion was reasonable; that the city exhibited willingness to hold a hearing and fix a line and the fact that the line which the city appeared willing to fix did not conform to that which the owner desired did not lay a proper predicate for the owner to make application to the Trustees to fix a line under provisions of Section 253.122(3) cited above. The Attorney General felt that only in instances of extreme arbitrariness and unreasonable refusal by the local body should the Trustees act, and that the owner's statement at the hearing that he would be better served by having the line rejected might have led the city to assume that he would rather withdraw the application. It was noted that after that hearing, the applicant had not gone back and requested the city to fix a line located according to its own judgment.

Upon motion by Mr. Larson, seconded by Mr. Green and adopted, the Trustees referred the request for establishment of the bulkhead line to Engineer William R. Kidd for investigation and report.

DUVAL COUNTY - Presented to the Board for approval were bulkhead lines established by City of Jacksonville Ordinance No. EE-513 passed by the City Council on August 28, 1962, and approved by the City Commission on September 4, 1962, located on the south side of the St. Johns River between the John T. Alsop Bridge and the City Limits line in the vicinity of Millers Creek, also bulkhead lines on both sides of Millers Creek between Atlantic Boulevard and the St. Johns River, being within the territorial area of the City of Jacksonville in Duval County, Florida.

Upon motion by Mr. Larson duly adopted, the Trustees formally approved the bulkhead lines established by the City of Jacksonville by Ordinance No. EE-513.

PINELLAS COUNTY - Staff recommended approval of the bulkhead line established for the City of St. Petersburg by Pinellas County Water and Navigation Control Authority on April 12, 1962, located along the east shore of the city between 18th Avenue North extended and 22nd Avenue South extended, in the waters of Tampa Bay. State Board of Conservation and Coastal Engineering Laboratory found that no adverse effects were indicated. Upon examination of the bulkhead line map it was noted that the shoreline was irregular, most of the area was public land and the extensions proposed had been studied and were acceptable.

Upon motion by Mr. Larson, seconded by Mr. Green and adopted, the Trustees formally approved the bulkhead line as established on April 12, 1962, by Pinellas County Water and Navigation Control Authority.

MISCELLANEOUS

BROWARD COUNTY - The Director called attention to an unauthorized fill of approximately five acres in the open waters of the Atlantic Ocean about one-half mile offshore north of entrance channel of Port Everglades created by deposit of spoil from dredging in the Port under a Federal contract. The top of the fill was 21.3 feet above low water, and the Broward County Port Authority recommended leveling the spoil to 6 or 8 feet below mean low water and expressed opposition to conveyance into private ownership because it would have an adverse effect on navigation and the interests of Port Everglades. The first information concerning the fill was through requests to purchase but no maps of the area were available and it was presumed to be within easements granted for the Port. Subsequently the Port Authority reported to the U. S. Army Corps of Engineers that many complaints had been received from boat owners and residents of the zone north and west of the spoil area because of the unsightly island being created offshore. Conversion to a public recreation area as suggested by the Broward County Area Planning Board would require enlargement in order to make adequate supervision and policing feasible, and the Staff concurred in the recommendation of the Port Authority that the fill be leveled to below mean low water.

Map furnished by the Corps of Engineers disclosed that the water depth almost adjacent to the island was as much as 12 feet, and when the Staff was unable to find the area covered by any easement an inquiry to the Corps of Engineers brought the reply that the area "was selected for use in conjunction with Broward County Port Authority but our files do not reveal that any specific authorization for the offshore area was requested from the Trustees. The area was used under paramount rights enjoyed by the Federal Government." The Director reported that the Broward County Sheriff was called on to investigate private seizure of the spoil island by Robert Mulkey of Hallandale and to order vacation of the state sovereignty land for which no permit had been given, and the Sheriff had complied and arrested the party for trespassing.

Governor Bryant stated that the federal government did not have authorization to use the state's land and legal action should be taken. Attorney General Ervin said that sovereignty of the state in submerged lands was upheld by the courts in the Tidelands case, that the area, if needed for spoil deposit, should have been secured from the state by consent or condemnation, and that the federal agency would be advised that the State of Florida could not recognize any claim under paramount rights, which Assistant Attorney General Parker added would apply only to navigation and not to use of the land itself.

Upon motion duly adopted, the Trustees directed that request be made to the Corps of Engineers for the island to be leveled to 6 or 8 feet below mean low water and that the Corps be authorized to dispose of the material.

BROWARD COUNTY - File No. 1185-06-253.124. Upon motion duly adopted, the Trustees formally approved the City of Pompano Beach permit (waiver of objections) for filling landward of the established bulkhead line by William V. Short, et al, J. H. Spencer and George C. Martin, being the areas for which sales were confirmed on October 9, 1962.

DADE COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit to Biscayne Bay Yacht Club for marina type pier with boat slips at the club site in Block 43 New Biscayne Subdivision, city permit and consent of adjacent owners having been secured and the $100 processing fee received by the Trustees office.

PALM BEACH COUNTY - Florida Development Commission requested execution of agreement releasing the Commission from its lease of the Belle Glade Airport dated May 17, 1957. Operation of the airport by Florida Division of Corrections was authorized by the Trustees on September 25, 1962, and release of the Commission was implied. The Development Commission delivered to the Trustees the various subleases to the airport users and other material to be made available to the Division of Corrections.

Upon motion duly adopted, the Trustees authorized execution of the instrument of release subject to approval of the Attorney General.

PALM BEACH COUNTY - File No. 1153-50-253.124. Upon motion duly adopted, the Trustees formally approved fill permit issued by the Town of Palm Beach to B. J. Harris for filling 0.94 acre parcel of submerged land conveyed by the Trustees under said file number.

TRUSTEES FUNDS - Trustees as State Erosion Agency under provisions of Chapter 57-791, Acts of 1957. Russell B. Clark and Andrew Potter of Hillsboro Inlet Improvement and Maintenance District were present on behalf of a proposed model study of the Hillsboro Inlet zone in Broward County to determine measures to stabilize the inlet, reduce shoaling, bypass sand across the inlet, evaluate the effects of the inlet on beach erosion in the zone and indicate measures to eliminate the adverse effects. The area of survey and model study would cover the zone where the inlet created problems of shoaling and erosion including the jetty which failed and the Hillsboro Bay area where the long offshore sandspit was shifted shoreward in March 1962.

By Resolution adopted September 4, 1962, the District earmarked and appropriated one-fourth of the estimated cost of the model study project, not to exceed $10,000, subject to equal contribution from the City of Pompano Beach and subject to the Trustees matching with funds in the amount of one-half of the cost. City Resolution No. 62-2369 adopted September 25, 1962, agreed to contribute a sum not to exceed $10,000 contingent upon the contribution of an equal sum by the District and fifty per cent of the cost by the Trustees. The Coastal Engineering Laboratory estimated that hydrographic surveys in the area, scale model and tests would require 12 to 13 months at a total cost of $27,300 and advised that the study would supplement and not duplicate any of the overall Broward County shoreline study by the Beach Erosion Board (U. S. Engineers). The Trustees previously authorized matching funds for studies and works in Broward County as follows: County-wide shore study, $12,000; Deerfield Beach, $65,000; Pompano Beach, $37,500. The Director pointed out that of the total amount of $300,000 of Trustees funds for erosion control work , only about one-fifth remained.

Mr. Clark said that the Federal government had made survey after survey of the inlet problem but from the Federal standpoint the inlet did not have sufficient economic demand to warrant expenditure of Federal funds. He explained that the District would undertake the actual erosion control work, operating with funds raised through its taxing powers.

Upon motion by Comptroller Green, seconded and duly adopted, the Trustees agreed to make available matching funds up to $13,650 as one-half the cost of the model study project by the Coastal Engineering Laboratory in the Hillsboro Inlet zone in Broward County.

TRUSTEES FUNDS - The Director recommended authority be given for expenditure of Trustees' funds in the amount of $8,300.00 as the Trustees' part on continuing cooperative agreement with U. S. Geological Survey program of investigation of water resources of important lakes in Florida for the 1962-1963 fiscal year. The Trustees' contribution plus $8,100 contributed by counties and local agencies, or a total of $16,400.00, would be matched by Federal funds.

Upon motion duly adopted, the Trustees authorized participation in the cooperative agreement with the U. S. Geological Survey for the fiscal year commencing July 1, 1962, on the basis outlined.

SUBJECTS UNDER CHAPTER 18296

JEFFERSON COUNTY - Prentice P. Pruitt, administrator of the estate of Nettie Gray Anders who was owner on June 9, 1939, offered $150.00 for conveyance under the Hardship Act of two parcels of land covered by Tax Sale Certificate No. 88 of September 5, 1932, described as S½ of NE¼ of SE¼ and NE¼ of SE¼ of SE¼ of Section 29, Township 1 South, Range 3 East, 30 acres. The application complied with provisions of Chapter 28317, Acts of 1953.

Upon motion adopted without objection, the Trustees accepted the offer and authorized conveyance of the land as requested.

ST. JOHNS COUNTY - State Road Department applied for three right of way easements (SRD Nos. 168.3, 172.2 and 173.2) required for improvement and construction of Road S-214, Section 78570-2601, covering land in St. Johns County covered by Tax Sale Certificate No. 137 of 1908.

Upon motion adopted without objection, the Trustees authorized issuance of right of way easements to the State Road Department as requested.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

Tallahassee, Florida
October 23, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary

Upon motion by Mr. Green, adopted without objection, the Trustees approved the minutes of the meeting of October 16, 1962, which were approved by the Attorney General and copy presented to each member.

LAND SALE

MONROE COUNTY - File No. 1200-44-253.12. On September 11 the Trustees considered offer of the area appraised price of $250.00 per acre from Dorothy Noecker, abutting upland owner, for a parcel of submerged land in Sacarma Bay in Section 29, Township 66 South, Range 28 East, 0.46 of an acre at Cudjoe Key. The land was advertised for objections only in the Key West Citizen, proof of publication was filed with the Trustees, and no protest was received.

Upon motion duly adopted, the Trustees confirmed sale of the parcel to applicant at the price offered.

APPLICATIONS FOR LAND

DUVAL COUNTY - File No. 1207-16- 253.12. Request was made by Rogers, Towers, Bailey, Jones and Gay on behalf of U. S. Gypsum Company for disclaimer under Section 253.129 to a parcel of sovereignty land, filled prior to May 29, 1951, lying in the St. Johns River in Sections 30 and 31, Township 1 South, Range 27 East, containing 11.4 acres, in the City of Jacksonville.

Also, U. S. Gypsum Company, riparian upland owner, applied to purchase 13.0 acres of submerged land in the St. Johns River in said Sections 30 and 31, lying within the established bulkhead line and appraised at $250.00 per acre.

Upon motion duly adopted, the Trustees authorized issuance of disclaimer under Section 253.129 covering the 11.4 acre filled parcel for $10.00 charge, and approved advertisement for objections only of the 13.0 acre submerged parcel.

DUVAL COUNTY - File No. 1208-16-253.12. Southern Marine Terminals, Inc., abutting upland owner, represented by Rogers, Towers, Bailey, Jones and Gay, offered the appraised value of $250.00 per acre for purchase of a parcel of submerged land in the St. Johns River in Sections 30 and 31, Township 1 South, Range 27 East, 4.93 acres in the City of Jacksonville within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized advertisement of the parcel for objections only.

MISCELLANEOUS

BROWARD COUNTY - On October 16 the Trustees directed that request be made to the U. S. Army Corps of Engineers for the unauthorized spoil island one-half mile offshore north of entrance channel to Port Everglades to be leveled to below mean low water. Subsequently copy of letter to the District Engineer supporting the request for removal was received from Gulfstream Sailing Club with suggestion that if the island must remain, it should be graded with removal of shoals east of the island and made into a park area. The Board of County Commissioners of Broward County requested Trustees to withhold action on removal or disposition of the island until the County Area Planning Board and other interested governmental units had reasonable opportunity to complete studies and forward recommendations. Anglers Club of the county suggested use of the island for recreation and a haven for small boats. The Port Authority called attention to the objections from residents of the residential area lying north and west of the spoil area. Charles B. Hallett applied to purchase the offshore island.

Available information indicated the island was an attractive hazard with deep water almost adjacent to three sides and shoals on the east side, being a rather steep mound to 21 feet above mean low water, not over six acres exposed. The Staff recommendation, in the event removal was not required, was that the county and other units be given thirty days to produce a plan with assurance that the shoals be removed, the island graded to suitable elevation with safe marginal beach or bulkheaded, with showing that public facilities would be provided including fresh water, sanitary facilities and adequate supervision, also showing that funds were available and would be used to accomplish said improvements by a prescribed calendar date, also showing whether commercial concessions were contemplated and if so, whether all proceeds would be used for improvement of the island for public uses. The Staff recommended that, in event request for leveling below low water was revoked in deference to the county request, the county should provide safety measures in the island's present state, and that if the county or other responsible unit did not produce plan with assurances as outlined, then the request to the U. S. Corps of Engineers should be renewed.

Governor Bryant said that the critical issue was the assertion by the Federal government of paramount rights to sovereignty land and the consensus of the Board was that written statement should be secured from the Corps of Engineers receding from that position and agreeing to request permission in the future to deposit spoil on state land; also, the Trustees agreed to look into the matter of allowing use of the island for public recreation with the understanding that the county would follow the staff recommendations set out above. Engineer Kidd was asked to inspect the island and make recommendation.

DADE COUNTY - The Trustees were asked for directive as to whether penalty interest of one per cent per month should be required on delayed payments on purchase contract No.23209 which was prepared and forwarded on April 19, 1961 to the then attorney of Donald Y. Baxter, Trustee, for the sale of 2.03 acres of submerged Biscayne Bay land. No appreciable delay was anticipated beyond the thirty day period allowed. The contract, amounting to $9812.67 with nine semi-annual installments of $809.13 each including six per cent interest, was returned by another attorney executed October 11, 1962, with all payments and interest through October 19, 1962 ($4957.89), together with assignment to Samuel Zorovich. Inasmuch as the sale could be made only to the riparian owner and there appeared no basis for re-appraisal, the Staff did not seek to have the sale cancelled and felt that no contract existed until the instrument was returned executed by the purchaser .

The Trustees took the postion that execution of the contract made provisions of the printed contract applicable,including requirement of penalty interest on delayed payments from the April 19, 1961 date shown on the contract.

Upon motion duly adopted, the Trustees directed that penalty interest at the rate of one per cent per month should be imposed for the delayed payments, and on that basis the contract assignment was approved.

LAKE COUNTY - Upon motion duly adopted, the Trustees authorized issuance of permit for $35.00 charge to Howard M. Henry to remove from bottoms of Lake Umatilla in Lake County 700 cubic yards of fill material to repair shore erosion and improve his upland property, subject to recommendations of Game and Fresh Water Fish Commission.

PALM BEACH COUNTY - File No. 1161-50-253.124. Without objection, the Trustees formally approved fill permit granted by the Town of Palm Beach to Jules T. and Rita J. Gradison to fill 2.58 acres of submerged land in Section 26, Township 44 South, Range 43 East, conveyed to the applicant under Deed No. 23210.

PALM BEACH COUNTY - Port of Palm Beach District (formerly Lake Worth Inlet District) requested release of public purpose and reversion clauses in Trustees' Deed No. 17793 issued January 27, 1947, conveying 46.42 acres in Section 34, Township 42 South, Range 43 East, at Peanut Island. Most of the westerly portion of the tract was originally conveyed in 1923 by Deed 17102 for $100 per acre with public purpose and reversion clause and was reconveyed January 25, 1927; the remainder of the tract was conveyed to the District April 22, 1925 for $10 and other valuable consideration and was reconveyed January 25, 1927. The parcel west of and adjacent to the 46.42 acres was conveyed to Brown Company by Deed 17791 on January 27, 1927 at $105 per acre without restriction, a parcel north of and adjacent to the 46.42 acres and north of the parcel in Deed 17791 was conveyed January 27, 1927 to Broward Company by Deed 17792 for $100 per acre without restriction. A parcel west of Deed 17791 was conveyed by the Trustees to the District July 10, 1952 by Deed No. 20101 for public purposes with reversion clause for $1.00 and other valuable considerations and the parcel east of the 46.42 acres was conveyed to the District for $100 per acre by Deed No. 19589 on April 14, 1950 without restriction. The minutes and files did not disclose why sale to the private corporation was made at about the same rate, without restrictions, as was charged to the District for limited uses.

Chapter 7081, Special Acts of 1915, created the District with authority to hold, control and acquire property required for the purposes of the District. The sovereignty parcel on Peanut Island which now had considerable value was transferred to serve statutory needs of the District, and the Staff felt that if the restrictions were vacated the full fair market value should be charged less sums heretofore paid to Trustees - otherwise that the District should reconvey the 46.42 acres when no longer needed for Port purposes and receive refund of the sums paid to Trustees.

Representing the Port District, Joel Wilcox said that for its own purposes the District had indicated a bulkhead line for ultimate development of the island which appeared best suited for marine laboratory, seaquarium or residences and that the Port District would like to give lease for removal of some of the large volume of spoil to be deposited on the island by intracoastal waterway improvement works of the Corps of Engineers. He said the area was not suitable for recreational use.

To obtain further information as to whether the State should participate in any profit derived from the property or whether use of the island for recreation or other public use was indicated, the Board requested Engineer William R. Kidd to look into the matter and report at a later date.

CAPITOL CENTER - Without objection, the Trustees authorized transfer of 2 Frigidaire 1960 reverse cycle A-C units, Model ACDR-100-08, from Trustees account to Tallahassee State Office Building Project 2300 for payment recommended by Architect-Engineer of the Board of Commissioners of State Institutions of $125.00 each. The units, sold by supplier to subcontractor for $247.65 each, were installed in the telephone exchange in the old Rose Building basement and were removed when the Elliot Building construction provided the exchange with heating and air conditioning.

TRUSTEES OFFICE - Without objection, the Trustees authorized purchase of Trigonometric Functions Tables at $20.34 for use in Trustees' office.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
October 30, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the Trustees approved minutes of the meeting on October 23, 1962, which were approved by the Attorney General and copy presented to each member.

MONROE COUNTY - File No. 401-44-253.12. Presented for further consideration was the application of Raymond Navarro, Sr., abutting upland owner, with offer of the area appraised price of $200.00 per acre for a parcel of submerged land in the Straits of Florida in Section 25, Township 65 South, Range 33 East, Grassy Key. The sale was duly advertised and on the sale date, September 22, 1959, when question was raised concerning the sale of submerged lands separated from upland by former Oceanview Drive Boulevard which had long been eroded away, action was deferred for review of the status of the former boulevard and the office of the Attorney General advised that the street should be vacated before consummation of the sale. The county published notice and vacated the former street in accordance with the statute. Staff determined that the offshore limit for sale should be modified from 2.0 acres in the original application to 1.5 acres, which reduction was accepted by the applicant.

Upon motion duly adopted, the Trustees confirmed sale of the 1.5 acre parcel to Mr. Navarro for the price offered.

PALM BEACH COUNTY - File No. 1218-50-253.0013(2) Jay Willard Corporation, represented by Brockway, Weber & Brockway, requested conveyance under provisions of Section 253.0013(2) Florida Statutes, to two parcels of land in Section 22, Township 45 South, Range 43 East, City of Boynton Beach, containing a total of 1.841 acres filled under War Department Permit No. 800-61(56-463) granted January 24, 1957, said parcels lying between the high water mark of the upland and the bulkhead line established by the City of Boynton Beach on November 19, 1956. Staff recommended quitclaim of the two parcels, using form provided by the Attorney General, at the unfilled value of $1400.00 per acre which was the value established in the vicinity during the period of said permit. Refund was requested of $50.00 paid by the applicant in the belief that the sale would require processing under Section 253.12 with advertisement and mailing of notices.

Upon motion adopted without objection, the Trustees authorized issuance of quitclaim of the two parcels on the basis of $1400.00 per acre and refund to the applicant of the $50.00 fee.

LEASES

BREVARD, INDIAN RIVER, ST. LUCIE AND MARTIN COUNTIES - The Trustees considered the advisability of declaring Lease No. 713 cancelled by reason of failure of the lessee to own and maintain a plant in Florida and to perform the mining operations which were authorized and contemplated. Under paragraph 15 of the lease issued June 1, 1950 to Florida Ore Processing Company, Inc., covering sovereignty lands to the mean high water line both east and west of the mid-channel of the Indian River, the Banana River and all ocean beaches in 19 townships, which provided for ten year extension upon construction or acquisition by lessee of a plant for mining and refining of minerals in Florida costing not less than $30,000, the lessee was granted ten year extension July 12, 1955. In 1956 assets of lessee were sold by Trustee in Bankruptcy to Frederick A. Hauck, current holder of the lease, the assignment was approved January 3, 1957, and Mr. Hauck posted $1000 cash bond. On October 5, 1956 Mr. Hauck reported destruction by explosion of the building and equipment of the plant at Melbourne. Minimum rental of $25 per month, without royalties, was paid since the approximate date of the explosion and no production nor ownership of a plant was indicated.

The Attorney General reviewed the lease and advised that it might be construed that the Trustees in granting the ten year extension acted upon the assumption that such a plant would be constructed and operated by the lessee and that the primary purpose of the lease was to encourage the actual mining but that it was obvious that such exploration or mining operations were not being conducted by the assignee and the lease hindered the establishment of bulkhead lines and clouded the title to submerged lands which might be sold to riparian owners. The intended purpose of the lease not being carried out and Mr. Hauck having been advised of consideration on this date, Staff recommended that Lease No. 713 should be declared cancelled as of the date through which prepaid minimum rentals were paid (December 1962) and upon such date that refund of the cash bond be tendered to lessee.

Upon motion duly adopted, the recommendations of the Staff were approved as the action of the Board.

MONROE COUNTY - Upon application of Ira Sullivan, George Hanna and George Tromley doing business as Sullivan Construction Company, the Trustees on July 31, 1962 authorized issuance of commercial sand lease with requirement of $5000 performance bond. The lease, forwarded for execution by lessees August 7, was not returned, no bond was posted, and no response was received to letters of the Land Office.

Upon motion duly adopted, the Trustees authorized issuance of the lease rescinded and the applicants notified accordingly.

BULKHEAD LINES

PINELLAS COUNTY - The Pinellas County Water and Navigation Control Authority referred to the Trustees for formal approval the bulkhead line established on August 23, 1962 at the request of the Town Council of Belleair Beach, said line located on the Gulf side of the town from its North Limit Line to its South Limit Line, in Section 30, Township 29 South, Range 15 East, Pinellas County.

Motion was made and adopted that the Trustees formally approve the bulkhead line established by Pinellas County Water and Navigation Control Authority on August 23, 1962, for the Town of Belleair Beach.

PINELLAS COUNTY - The Pinellas County Water and Navigation Control Authority referred to the Trustees for formal approval the bulkhead line established on April 26, 1962 for the Town of Redington Beach, said line located along the shore of the Gulf of Mexico within the municipal limits of the town, in Sections 5, 8 and 9 of Township 31 South, Range 15 East, Pinellas County.

Motion was made by Mr. Green and adopted that the Trustees formally approve the bulkhead line established by Pinellas County Water and Navigation Control Authority on April 26, 1962, for the Town of Redington Beach.

PINELLAS COUNTY - The Pinellas County Water and Navigation Control Authority referred to the Trustees for formal approval the bulkhead line established on October 26, 1961 at the request of the Town of Redington Shores, said line located opposite Lots 1 to 10 inclusive in Surfside Subdivision and lying easterly of Gulf Boulevard in the Narrows, Section 31, Township 30 South, Range 15 East, Pinellas County.

Motion was made by Mr. Green and adopted that the Trustees formally approve the bulkhead line established by Pinellas County Water and Navigation Control Authority on October 26, 1961, for the Town of Redington Shores.

SARASOTA COUNTY - The Board of County Commissioners of Sarasota County, sitting as the Sarasota County Water and Navigation Control Authority, referred to the Trustees for formal approval the bulkhead line changed and established by the Authority on March 14, 1962, upon behalf of upland owners of Manasota Key, said line located along the westerly side of Lemon Bay between the north line of Section 5, Township 40 South, Range 19 East, and the south line of the north one-half of Section 27, Township 40 South, Range 19 East, Sarasota County. Transcript of the county hearing cited the designation of the concerned lands as spoil areas for inland waterway improvement work for the West Coast Inland Navigation District.

Upon motion by Mr. Larson duly adopted, the Trustees formally approved the bulkhead line changed and re-established by the Sarasota County Water and Navigation Control Authority on March 14, 1962.

MISCELLANEOUS

DADE COUNTY - Florida Inland Navigation District applied to the City of Miami to grant a perpetual easement for right of way 250 feet each side of the centerline of the channel of the Intracoastal Waterway between the rights of way of Venetian and McArthur Causeways, provided the Trustees would guarantee that such grant by the city would not affect the city's title to abutting submerged lands, The channel centerline was about 1320 feet offshore in Biscayne Bay upon submerged lands granted to the city for municipal purposes only by Chapter 8305, Special Acts of 1919. The residual or reversionary interest of the

Trustees was granted by Trustees to the United States by easement in 1914. Staff recommended authorization for issuance of appropriate instrument in form approved by the Attorney General subordinating the residual or reversionary interest of the Trustees to the use of said parcel as right of way for the waterway as long as used for the purpose, without prejudice to the city's rights under said legislative grant in and to the abutting lands.

Upon motion by Mr. Larson duly adopted, the Trustees authorized issuance of appropriate waiver instrument in form approved by the Attorney General to accomplish the requested grant of right of way.

GLADES COUNTY - Upon motion adopted without objection, the Trustees granted to Central and Southern Florida Flood Control District a perpetual right of way easement for works of the district over 0.03 acre parcel of reclaimed lake bottom land in Lake Okeechobee in Section 14, Township 42 South, Range 33 East, Glades County.

PALM BEACH COUNTY - In order to clear question of title, authority was requested for cancellation of Easement No. 23063 to the United States issued April 20, 1962, for widening of the Intracoastal Waterway in Section 9, Township 47 South, Range 43 East, which easement infringed upon Government Lot 3 of said section which was conveyed by the Trustees September 24, 1890 by Deed No. 14273. The Government lot was swamp adjacent to an unmeandered lake which was deepened and improved .

Upon motion duly adopted, the Trustees authorized issuance of ex parte disclaimer of the lot in which the State of Florida had no interest, and approved cancellation of easement.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
November 6, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agricultrue
	Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the Trustees approved minutes of the meeting on October 30, 1962, which were approved by the Attorney General and copy furnished to each member.

APPLICATIONS FOR LAND

DADE COUNTY - File No. 1225-13-253.12. Dr. Louis Coverman, the abutting upland owner, applied to purchase a parcel of submerged land appraised at $380.00 per acre, located in the Atlantic Ocean in Section 18, Township 57 South, Range 42 East, Elliott Key, 3.31 acres, within the established bulkhead line of the City of Islandia. Governor Bryant verified that the procedure for processing applications for purchase of submerged land in Islandia would be followed, pursuant to formal approval of the Trustees on September 25, 1962, of special procedure and of the Agreement between Dade County and the City of Islandia.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

DADE COUNTY - File No. 1232-13-253.12. Harry Markowitz as Trustee for Totten Keys applied to purchase a parcel of submerged land appraised at $245.00 per acre, located in Card Sound in Section 21, Township 58 South, Range 41 East, 4.65 acres in Totten Keys in the City of Islandia within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

INDIAN RIVER COUNTY - File No. 1223-31-253.12. Merriman, Boring and Sutherland, attorneys representing First Realty Association, Inc., abutting upland owner, offered $100.00 per acre for 157.32 acres lying in the Indian River in Sections 4 and 9 of Township 31 South, Range 39 East, in Indian River County. The application was made for purchase of the submerged areas, approximately 16 acres within the over-all tract, part of which was landward of the U. S. survey meander, in private record ownership and also to clear title to the remainder which was mangrove marsh land exposed at normal high water and attached to the record upland ownership. Applicant offered $15,732.00 for purchase of the submerged areas out to the bulkhead line and to clear the remainder of the area applied for. Information was that the purchase was for expansion of the existing upland citrus groves, that the upland was accessible only by dirt road and the new route of State Road A1A would not touch the property.

On the plat submitted, the Director pointed out areas of open water, land claimed as natural accretion, very shallow and partly exposed land attached to applicant's upland. The Attorney General recommended further examination of the original government survey and inspection to determine whether any part was actually state sovereignty land. After such inspection an appraisal was indicated.

Upon motion by Mr. Ervin duly adopted, the Trustees referred the application to Engineer William R. Kidd for study and inspection of the land.

PALM BEACH COUNTY - File No. 1190-50-253.12. Palm Beach Isles Sales Corp., abutting upland owner, represented by Brockway, Weber and Brockway, offered the appraised value of $2398.75 for two parcels of submerged land in Lake Worth in Section 22, Township 42 South, Range 43 East, City of Riviera Beach, containing a total of 0.67 acre within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

MISCELLANEOUS

APPRAISALS - The Trustees discussed the employment of an appraiser to secure information in the field to assist the Board in its judgments, to insure receipt of fair market value for state lands sold. Applications were presented from W. Stanley Hanson, Jr., and William R. Weigel, Jr. The Director expressed agreement to any change in appraisal procedures which would result in improvement or assistance to the Board, stated that appraisals needed were generally on submerged or tidal lands between private upland and an established offshore bulkhead line and there were problems in trying to arrive at the theory of appraising submerged land. He advised that the current and new budgets made no provision for the addition to the Staff and that office facilities might be required.

Upon motion by Mr. Ervin, duly adopted, the Trustees deferred action and requested the Engineer and Director to interview the applicants and make recommendation to the Board.

BROWARD COUNTY - Upon motion duly adopted, the Trustees granted easement to the Florida Inland Navigation District on behalf of the United States of America for additional right of way for the Intracoastal Waterway over an area containing approximately 11 acres of the submerged bottoms of New River in Section 12, Township 50 South, Range 42 East, in the City of Fort Lauderdale, Broward County.

ESCAMBIA COUNTY - Upon motion duly adopted, the Trustees waived processing fee and other data required for public and commercial piers and granted to the U. S. Navy a State Permit for construction of yacht basin and docking facilities in Pensacola Bay at the Naval Air Station for recreational use by military personnel on the Station.

OKEECHOBEE COUNTY - W. Allen Markham offered $1500.00 for all of Block 191 in Okeechobee City Subdivision for development for warehousing or other industrial purposes. The triangular shaped block approximately 125 feet by 275 feet zoned for industrial use was within the corporate limits of the city, within two blocks of railroad siding. Appraisal secured in January 1962 placed a value of $2,250.00 on the block which applicant considered high and furnished an appraisal of $1500.00 made by a local realtor. Since the sale would be a public sale on competitive bids, which should realize the fair market value, Staff recommended advertisement for bids.

Upon motion by Mr. Larson duly adopted, the Trustees authorized advertisement for competitive bids subject to notice that the Board reserved the right to reject any and all bids received in Tallahassee on the advertised sale date.

PALM BEACH COUNTY - File No. 1234-50-253.129. Staff recommended issuance of disclaimer to Francis J. Abbott and wife in form provided by the Attorney General for disclaimers under Section 253.129 covering a parcel of land filled under Department of Army

Permit 800.61 (55-204) issued December 20, 1955, under which filling was completed during the term of the original permit which expired December 31, 1958. Trustees waived objection to the filling which proceeded under the Butler Act (Section 271.01 Florida Statutes). The office of the Attorney General recognized that passage of the bulkhead law on June 11, 1957, was not retroactive and did not extinguish the right to fill during the term of the permit in effect on June 11, 1957. Under Section 253.129 title to lands filled prior to said date, in Palm Beach and Dade Counties, was confirmed and the Trustees were required to issue disclaimer to the owner.

Upon motion by Mr. Ervin duly adopted, the Trustees authorized issuance of disclaimer as recommended, for $10.00 handling charge.

PALM BEACH COUNTY - File No. 1156-50-253.12. Authorization was requested for issuance of instruments to correct description in deeds issued in accordance with Trustees confirmation of sale on August 28, 1962, of two contiguous parcels of submerged land containing a total of 0.582 acre in Jupiter Sound abutting platted lots in Jupiter Island, a subdivision in the Gomez Grant, in Palm Beach County. Said upland lots were listed as being in Section 19, Township 40 South, Range 43 East, whereas they were actually in Section 30. The office of the Attorney General found that reference to lot and recorded plat established the correct location and readvertisement was not considered necessary.

Upon motion duly adopted, the Trustees authorized issuance of corrective deeds to grantees in the original deeds, Sam A. Stephens and Sam A. Stephens, Inc., showing Section 30, Township 40 South, Range 43 East, thereby correcting all of the records involved.

PINELLAS COUNTY - Without objection, the Trustees approved issuance of State Permit to Blind Pass Boat Basin, Inc., for commercial pier at applicant's upland at the north end of Long Key in Township 31 South, Range 15 East, the permit from Pinellas County Water and Navigation Control Authority having been granted and $100.00 processing fee tendered.

GOVERNOR'S MANSION PARK - Without objection, the Trustees approved dedication to the State Road Department of a triangular parcel in the northeast corner of Lot 24, Long Grove Addition of Tallahassee, fronting 15 feet on 1st Avenue and 15 feet on Monroe Street, for public street purposes as part of State Road 63, Section 55010-2502, in Leon County.

CAPITOL CENTER - William F. Armstrong, Director of State Office Building Division of Board of Commissioners of State Institutions, reported that the buildings on lands of the Trustees at 108 West Madison and 114 West Gaines Streets were duly advertised for bids for purchase and removal pursuant to directive of the Board on October 9, 1962, and that only one bid was received for each, as follows: offer from Sam Crowder of $80.00 for the Williams house and $60.00 for the Oder house.

Expressing the general opinion of the members that the offers were insufficient, Mr. Green suggested that the State Road Department, Division of Corrections, or other agencies might be interested in removal of the buildings for the materials.

Upon motion by Mr. Larson, duly adopted, the Trustees rejected Mr. Crowder's bid and asked Mr. Armstrong to contact the agencies regarding disposition of the houses for possible public use.

SUBJECTS UNDER CHAPTER 18296

COLUMBIA COUNTY - Upon motion duly adopted, the Trustees authorized issuance of easement to the State Road Department for right of way for State Road 20, Section 29050-2501, covering three parcels of land at Fort White aggregating 1.261 acres.

JACKSON COUNTY - Upon motion duly adopted, the Trustees authorized issuance of easement to the State Road Department for right of way for State Road 75 (SRD No. 131.1 Revised) covering 0.05 of an acre, more or less, embraced in tax sale certificate Nos. 662 of August 5, 1929 and 2650 of August 7, 1933.

Upon motion duly adopted, the Trustees adjourned.

Bryant
GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
November 13, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office.

Present:		
	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the Trustees approved the minutes of the meeting on November 6, 1962, which were approved by the Attorney General and copy presented to each member.

LAND SALES

BREVARD COUNTY - File No. 1086-05-253.12. On September 25 the Trustees considered application of Sylvan B. Krause et al, abutting upland owners, with offer of the appraised price of $762.00 per acre for purchase of a parcel of submerged land in the Indian River in Section 19, Township 23 South, Range 36 East, 1.75 acres within the established bulkhead line. The land was advertised for objections only in the Cocoa Tribune, proof of publication filed with the Trustees, and while no protest to the sale was received, a complaint was made to the dredging area layout. Fill permit was granted by Brevard County October 26, 1962.

Upon motion duly adopted, the Trustees confirmed sale of the 1.75 acres at the appraised price, and formally approved the fill permit subject to modification of the dredging area layout.

MANATEE COUNTY - File No. 1199-41-253.12. On September 25 the Trustees considered application from Key Royale, Inc., abutting upland owner, with offer of the appraised price of $1145.00 per acre for a parcel of submerged land in Tampa Bay in Section 21, Township 34 South, Range 16 East, 2.717 acres within the established bulkhead line. The land was advertised for objections only in the Bradenton Herald, proof of publication filed with the Trustees, and no protest to the sale was received.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale of the advertised parcel at the appraised price.

MONROE COUNTY - File No. 1214-44-253.12. On September 25 the Trustees considered the application of Joseph A. Browning, abutting upland owner, with offer of the established price of $300.00 per acre, or $100.00 minimum in this instance, for purchase of a parcel of submerged land in Pine Channel in Section 28, Township 66 South, Range 29 East, 0.33 of an acre at Little Torch Key. The land was advertised for objections only in the Key West Citizen, proof of publication filed with the Trustees, and no protest to the sale received .

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the price offered.

SANTA ROSA COUNTY - File No. 1213-57-253.12. On September 25 the Trustees considered the application of J. W. Cook, abutting upland owner, with offer of the recommended price of $100.00 per acre for purchase of a parcel of submerged land in Escambia Bay in Section 17, Township 1 South, Range 28 West, 1.394 acres within the established bulkhead line. The land was advertised for objections only in the Press-Gazette, Milton, Florida, proof of publication filed with the Trustees, and no protest to the sale was received.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale to the applicant at the price offered.

PINELLAS COUNTY - File No. 1047-52-253.12. Staff recommended approval of bulkhead line fixed by Pinellas County Water and Navigation Control Authority on November 10, 1960 for upland of Girard W. Lane as Trustee at Seaside Point in Section 3, Township 28 South, Range 15 East. The line followed the shore of St. Joseph Sound about 550 feet, then proceeded bayward with a maximum offshore distance of about 1600 feet and ended approximately 700 feet offshore in the mouth of Sutherland Bayou where it connected with a bulkhead line previously established. The bulkhead line and application to purchase 99.19 acres landward of the line were both considered December 12, 1961, and action deferred for possible agreement to be reached by the applicant and Mr. and Mrs. C. K. Charles, which was not reached.

Staff found the offshore limit excessive for sale and development but suggested that if the line was approved in connection with sale of a reduced area not exceeding 55 acres (within the 99.15 acre area approved and advertised by the County for sale), proceedings by the County Authority to retract sale could be avoided and desirable improvement could go forward with minimum damage to marine life and other natural values. Under a plan submitted by applicant which would provide unobstructed view across St. Joseph Sound and Sutherland Bayou, the area for purchase by Mr. Lane as Trustee was less than 50 acres including half of the area to be dredged for fill, and applicant offered the appraised price of $250.00 per acre. Trustees Engineer William R. Kidd inspected the property and explained the basis of the Staff recommendation that sale be confirmed for an area not exceeding 55 acres for development of residential lots, waterways and streets in accordance with a recommended fill layout.

The Trustees examined the map submitted and reviewed facts regarding the application. Attorney General Ervin advised that request for postponement had been made by Attorney Rex Owen. Speaking on behalf of the applicant, C. Ray Smith asked that sale be approved and contract held for thirty days.

Upon motion by Mr. Ervin, seconded by Mr. Green, and adopted, the Trustees deferred action on approval of bulkhead line and sale for one week with the understanding that action would be taken at the next meeting.

APPLICATION TO PURCHASE LAND

DADE COUNTY - File No. 1230-13-253.12. Mrs. Dorothy Jane Nordt, abutting upland owner, offered the appraised price of $300.00 per acre for a 2.84 acre parcel of submerged land in Biscayne Bay in Section 10, Township 58 South, Range 41 East, Elliott Key, within the established bulkhead line of the City of Islandia.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MISCELLANEOUS

COLLIER COUNTY - Joseph W. Powers applied for State Permit for construction and maintenance of a commercial pier conforming to city zoning in Naples Bay at his upland in Block "G" and a vacated street in Naples. Waiver of objections by adjacent waterfront owners was filed.

Upon motion duly adopted, the Trustees authorized issuance of permit for regular $100.00 processing fee.

DADE COUNTY - Staff recommended approval, for the record, of assignment of Contract No. 22903 by Charles F. Harvey, et al, to Florida Patsand Corporation and by Florida Patsand Corporation to Pirates Bay Marina, Inc., the assignee in each instance having executed formal acceptance of the provisions and obligations of the original purchase contract.

Request was made for refund of overpayment of $1792.25 as of the October 24, 1962, installment date, an excess payment having been made by reason that the area of 193.78 acres stated in the original contract was in error and the correct area was 178.21 acres. Also, recommendation was made for issuance of two new contracts to the assignee, Pirates Bay Marina, Inc., superseding the original contract. The contract represented purchase of two tracts, one by the contract grantees for themselves and the other on behalf of James L. Paxson and Amelia P. Farquhar, riparian owners with whom litigation was concluded by agreement of record dated December 12, 1950, whereunder the original purchasers, Charles F. Harvey and Helen A. Arnold, might purchase 120.56 acres (corrected area) in their own behalf and might purchase on behalf of Paxson and Farquhar 57.65 acres (corrected area) to be conveyed at no cost to Paxson and Farquhar. Trustees' Auditor with review and assistance from the State Auditing Department prepared two new schedules for distribution of all payments heretofore made and which would become due under the original contract as corrected, one schedule for the 120.56 acres and one for 57.65 acres, in order that the Paxson interest would be in position to conclude acquisition under provisions of the 1960 agreement.

The Attorney General suggested that the Trustees review all facts concerning Black Point and asked that no action be taken without hearing from Dade County. There was discussion and the Director reviewed Trustees' action with reference to the area sold in 1960 to Charles F. Harvey for which contract assignments and refund of excess payment were requested. Engineer Kidd had made investigation and reported that the county had asked for 90-day deferment as to sale of the remaining land within the established bulkhead line. Mr. Larson recalled previous consideration and pointed out that the Trustees had not contemplated giving land in the area to Dade County.

Upon motion by Mr. Larson, adopted without objection, the Trustees deferred action for one week to allow Dade County opportunity to be heard concerning the proposed purchase contract assignments covering lands sold in 1960, refund of overpayment arising out of error in the computed area, and also with reference to proposed issuance of two new contracts with corrected areas and payment scheduled to supersede the original contract.

GLADES AND PALM BEACH COUNTIES - Central and Southern Florida Flood Control District requested two perpetual easements for spoil disposal areas on sovereign bottoms of Lake Okeechobee in Sections 35 and 36, Township 38 South, Range 34 East in Glades and Palm Beach Counties lakeward of and abutting the right of way of Levee L-48.

Upon motion duly adopted, the Trustees granted the easements requested.

MONROE COUNTY - File No. 1228-44-253.129. Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of a disclaimer to Carbonell, Inc. for $10.00 handling charge under provisions of Section 253.129, Florida Statutes, to a parcel of sovereignty land on the Island of Key West containing 0.22 acre which was filled prior to May 29, 1951.

OKALOOSA COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit to Shalimar Yacht Basin, Inc., for construction and maintenance of a marina in Garnier's Bayou at applicant's leased upland in Section 6, Township 2 South, Range 23 West, for which approval of lessor and adjacent upland owners and $100.00 processing fee were filed.

ORANGE COUNTY - File No. 1174-48-253.36. Request was made for issuance of new deed to First Baptist Church of Pinecastle, a non-profit corporation, in lieu of Trustees' Deed No. 23146 dated July 19, 1962, issued to the same grantee in accordance with title report filed with the application to purchase. At the time of purchase the church had not incorporated but did formally incorporate since that time, and new instrument was requested to clear the record title.

Upon motion duly adopted, the Trustees authorized issuance of new supplemental deed in form approved by the Attorney General, for $10.00 charge.

PINELLAS COUNTY - File No. 905-52-253.12. Dr. H. L. Thompson represented the estate of Marie (Mrs. Charles B.) Thatcher and Charles B. Thatcher to whom sale of 23.02 acres of submerged land at $1000.00 per acre was confirmed April 11, 1961. Purchase contract was prepared and forwarded for execution, but contract and $5755.00 initial payment were not returned nor any payment made on the account. Dr. Thompson advised that Mrs. Thatcher, recently deceased, owned an undivided four-sevenths interest in the riparian upland and Mr. Thatcher the remaining fraction, that the estate was appraised at $337,528, that until sale of the upland gulf front property funds would not be available to pay the estate taxes and complete the submerged land purchase. Normally, thirty days was allowed purchasers to consummate sales by payment in full for deed or one-fourth payment under purchase contract, and the contract form provided for one per cent per month penalty interest to be paid within sixty days after any payment was due and cancellation if not paid within ten days thereafter.

Motion was made by the Attorney General, seconded and adopted, that the one per cent per month penalty interest be required on over-due payments.

POLK COUNTY - Central Florida Gas Corporation offered $200.00 for a 30-foot wide easement for installation and maintenance of a gas pipeline across the north portion of Lake Shipp a distance of approximately 180 rods, all within the City of Winter Haven. The line on upland would be on the State Road right of way, city property and property of applicant.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of non-exclusive easement for $200.00, subject to applicant obtaining right of way on the riparian upland and with provision saving the Trustees harmless, in form to be approved by the Attorney General.

TRUSTEES' OFFICE - Pursuant to authorization on September 25, the invitation for bids for printing and binding 100 copies of Volume 33 of Trustees Minutes, for the period from July 1, 1960 through June 30, 1962, was duly advertised and the following two bids were received for work to be done in accordance with specifications furnished to prospective bidders:

Dixie Printing Company, Inc., Tallahassee
$8.10 per page; estimated total $5,670.00.

Rose Printing Company, Inc., Tallahassee
$7.50 per page; estimated total $5,250.00.

Upon motion by Mr. Larson duly adopted, the low bid made by Rose Printing Co., Inc., was accepted by the Trustees.

SUBJECTS UNDER CHAPTER 18296

Motion was made by Mr. Larson, seconded and adopted, to approve Report No. 823 listing one regular bid for sale of Murphy Act land and County of Hillsborough Deed No. 207-Duplicate to Mrs. E. Seibold in lieu of original deed dated July 1, 1940 which was lost without having been placed on record.

COLUMBIA COUNTY - Lois J. Moyer, widow of owner on June 9, 1939, offered $55.00 for conveyance under Chapter 28317, Acts of 1953, the "hardship act", of a parcel of land described as the E½ of Lot 51, except a lot in the NW corner 30 feet East and West by 60 feet North and South, Town of Fort White.

Upon motion duly adopted, the Trustees accepted the offer and authorized conveyance of the parcel to Mrs. Moyer under provisions of Chapter 28317.

HILLSBOROUGH COUNTY - State Road Department requested easement covering two parcels aggregating less than .07 acre described as that part of Lots 5 and 19 in Block 2, Sill Manor Subdivision in Section 8, Township 32 South, Range 19 East, required for right of way for State Road 45, Section 10060-2505.

Upon motion duly adopted, the Trustees granted easement to the State Road Department as requested.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
November 20, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office at the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the Trustees approved minutes of the meeting of November 13, 1962, which were approved by the Attorney General and copy presented to each member.

LEE COUNTY - Joint Action, Board of Education and Trustees of Internal Improvement Fund.

Presented to the Board of Education and the Trustees was recommendation for dedication in perpetuity, for public park and wildlife sanctuary under supervision and management of Florida Board of Parks and Historic Memorials in cooperation with Florida Board of Conservation and Florida Game and Fresh Water Fish Commission, of the existing lands, mangrove and marsh areas within the theoretical boundaries of the following tracts:

> State Board of Education: N½; and N½ of S½; and E½ of SE¼ of SW¼; and S½ of SE¼ of Section 16, Township 46 South, Range 22 East; and
>
> Trustees of Internal Improvement Fund: SE¼ of SE¼ of Section 8; S½ of SW¼ of Section 9; S½ of NW¼; and SW¼; and SW¼ of SE¼ of Section 15; NE¼ of Section 17; NE¼ of NE¼ of NW¼; and NE¼ of Section 21; N 3/4 of Section 22; All in Township 46 South, Range 22 East.

It was recommended that the refuge be designated as the Jay N. (Ding) Darling Wildlife Sanctuary in accordance with Resolution adopted May 14, 1962 by the Florida Board of Parks and Historic Memorials.

The theoretical boundaries used in the description encompassed masses of land, mangrove, marsh and open public water. Section lines shown by official U. S. survey of 1876 corresponded reasonably well on the ground but the subdivision of the sections, the government lots and meanders shown on the U. S. survey did not correspond with physical boundaries of actual land, mangrove or marsh and public waters and definition of a perimeter boundary for the sanctuary using the U. S. survey would be useless, but use of the aliquot fractions of the several sections would provide a useful administrative boundary. Since discrepancies up to one mile existed between actual land masses and the apparent representation of the same areas on the U. S. survey, Trustees' Staff recommended that dedication be made subject to any existing private riparian or other rights. Since the boundary for the dedication was adjusted to avoid foreseeable conflicts it was not anticipated that the dedication would be adverse to any vested interest and that the character of the land, mangrove and marsh was such that preservation as a public park and wildlife refuge was in the best interest of the State of Florida.

The areas designated for dedication were included in leases to the United States, administered currently by the U. S. Fish and Wildlife Service, being Lease No. 994-S, State Board of Education as to Section 16, and Lease No. 386 as to all other areas in the proposed dedication, which leases would expire respectively on June 30, 1965 and June 30, 1966. Staff recommended that the Park Board, Board of Conservation and Game and Fish Commission, during the unexpired term of said leases, coordinate their activities in the dedicated areas with the Federal agency.

Upon motion adopted by the Trustees of the Internal Improvement Fund and the State Board of Education, concurrently, the above described lands were designated as the Jay N. (Ding) Darling Wildlife Sanctuary and were dedicated in perpetuity, subject to any existing private rights, for public park and wildlife sanctuary under supervision and management of Florida Board of Parks and Historic Memorials in cooperation with the Florida Board of Conservation and Florida Game and Fresh Water Fish Commission and granted the right to the Florida Board of Parks and Historic Memorials to enter into agreement with Federal agencies subsequent to the expiration of Leases 994-S and 386 subject to approval by Trustees and the Board of Education. The Trustees and the Board of Education further commended the efforts of the Jay N. (Ding) Darling Memorial Committee and the various other organizations and individuals which had evidenced interest and support of the Sanctuary and directed that the following biographical information be recorded in minutes of this date.

> Jay N. (Ding) Darling was born in Norwood, Michigan on October 21, 1876. The son of a Congregational minister, he attended school in Elkhart, Indiana, Sioux City, Iowa, and, in 1900 graduated from Beloit (Wisconsin) College. He joined the Des Moines (Iowa) Register as a cartoonist in 1906 and remained with that newspaper until his retirement in 1949. His syndicated cartoons were carried daily in 130 newspapers in all the then 48 states. He won the Pulitzer Prize in 1924 and again in 1943. He was named best cartoonist by the country's leading editors in 1934. His interest in conservation, his provocative but always kindly cartoons in the furtherence of public interest led to his appointment by Franklin D. Roosevelt as Chief of the Biological Survey in Washington, D. C. In 1934 and 1935 he secured more than 17 million dollars for wildlife restoration. He fathered the Migratory Bird Conservation Commission. He was honorary life president of the National Wildlife Federation. He was president of "Ducks Unlimited." In 1943 he received the Theodore Roosevelt Memorial Association's distinguished service medal. He sponsored the Migratory Bird Hunting Stamp Act of 1934 and etched the first duck stamp. In 1960 he received the National Audubon's medal for distinguished service in the conservation of natural resources. He was the first president of the National Wildlife Federation. At the time of his death in February 1962 he was working as co-chairman with Walt Disney on preparations for National Wildlife Week in March of that year.
>
> Jay Darling spent his winters on Captiva Island in Lee County, Florida, where he built a "fish house" on piers with a drawbridge between the house and the shore. There with the drawbridge up, he produced many of his best cartoons. During his twenty winters on Captiva he wandered on foot and by canoe all over adjoining Sanibel. His fondest dream was the creation of a wildlife sanctuary on Sanibel.

PINELLAS COUNTY - File No. 1047-52-253.12. Presented for further consideration was the application of Girard W. Lane, as Trustee, to purchase a parcel of submerged land in St. Joseph Sound in Section 3, Township 28 South, Range 15 East, appraised at $250.00 per acre. Staff recommended approval of the bulkhead line fixed November 10, 1960 by Pinellas County Water and Navigation Control Authority. Staff suggested sale, subject to Trustees' Engineer approving the fill plan, of a reduced area of 55 acres maximum within the 99.19 acres advertised and approved for sale by the County Authority.

Maps and aerial photographs were used by Rex Owen, attorney, to present protest of his client, Mrs. C. K. Charles, record owner of N½ of Government Lot 1 in Section 2, Township 28 South, Range 15 East, who did not agree to the planned division of submerged land and objected to proposed filling.

Engineer William R. Kidd had made investigation but was not prepared to recommend the division of submerged lands. George K. Kickliter, representing the applicant, mentioned agreement reached in a previous conference with Staff members and urged no further delay.

Upon motion by Mr. Ervin, seconded by Mr. Larson and adopted, the Trustees referred to Mr. Kidd the further consideration of objections and requested that recommendation of an equitable division of the submerged areas be made at the next meeting.

MANATEE COUNTY - File No. 1219-41-253.12. Coral Shores Development Corporation, abutting upland owners, represented by attorneys Rosin and Abel, offered the appraised price of $586.00 per acre for a parcel of submerged land in Sarasota Bay in Section 12, Township 35 South, Range 16 East, 24.3 acres within the established bulkhead line.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized advertisement of the land for objections only.

MONROE COUNTY - File No. 1198-44-253.12. Application was received for the purchase of the Cormorant Keys, being sovereignty land, together with the surrounding submerged bottoms, all in Sections 3 and 10, Township 60 South, Range 39 East, containing 52.6 acres in Barnes Sound 2150 feet northeast of Division Point and 1750 feet west from Main Key (recently sold at appraised price of $150.00 per acre).

Upon motion by Mr. Green, duly adopted, the Trustees authorized advertisement for objections and competitive sale, the notice to include provision that in the event of sale, dredging to obtain fill would be approved only in the area easterly of the parcel in water not less than six feet deep, in accordance with Board of Conservation recommendation.

DADE COUNTY - The Board considered further the matter of assignments of Contract No. 22903 by Charles F. Harvey, et al, to Florida Patsand Corporation and by Florida Patsand Corporation to Pirates Bay Marina, Inc., and also refund to Pirates Bay Marina, Inc., of $1792.25, being overpayment as of the October 24, 1962 installment date by reason that the area of 193.78 acres stated in the contract was determined to be in error and the correct area was 178.21. The Board of County Commissioners of Dade County was advised of hearing on this date.

Presenting the county's objections, J. O. Phillips said that in 1954 it appeared to the best interest of Dade County that the land be acquired for public purposes and the Trustees' indication of favoring the request was never rescinded, that until the deed was issued the Trustees could do as they saw fit. He asked that the matter be held in status quo until a date when the county could have the rights of the public presented. Reginald Walters of Dade County Planning Department discussed long range plans for recreational use of the Black Point area and a proposed causeway.

Bruce Barfield, representing contract holders, briefly reviewed the history of the property, including past litigation, and expressed the opinion that the bulkhead line set by the county gave the private owners the right to improve their property under the bulkhead act. He said that plans mentioned by Mr. Walters might never come into fruition whereas the private owners were ready to develop, the contract was in good standing and should be honored.

Attorney General Ervin proposed that because the situation had some clouded aspects which he thought should not be confirmed or advanced, the Board might offer to sell or grant to Dade County whatever interest the Trustees had in the area since the county indicated it had a planned program for recreation and other public use. He was in favor of conveying the land to the county subject to the contract so that all questions could be worked out or litigated between the county and the private parties.

The Director reviewed the county's request in 1954 for a garbage dump site to which the Trustees reaction was favorable subject to the county negotiating with adjacent, private owners, whereupon no further action was shown in the records; subsequently sales were processed with the county waiving objections, the county fixed the bulkhead line which Trustees approved and reprocessed sale. Attention was called to Trustees procedure under Section 253.126 precluding grants of areas riparian to private upland for public purposes without approval in writing of riparian owners.

However, the Attorney General stated that in his opinion Section 253.126 did not prohibit the Trustees in every instance from conveying or dedicating submerged lands needed for public projects to public agencies or local units unless consent of private upland proprietors had been obtained, but that the statute merely prevented any construction or extension or fill in such submerged areas until such consents were obtained; and that in certain instances it had been found that either the conveying, dedicating or withholding of such submerged areas in advance of securing such consents had helped facilitate certain public projects.

Mr. Green considered that the Board had a bona fide contract with the applicants, and the county could proceed by condemnation. Mr. Larson noted that the approved minutes did not show any agreement by the Trustees to grant the land to Dade County.

Mr. Phillips' made report that the Dade Board, during the hour, had adopted Resolution requesting that action on the Black Point contract to Harvey be deferred, and filed copy of the Resolution which had been prepared for the County Board's consideration on this date.

Motion was made by the Attorney General that the land in Contract No. 22903 be conveyed to Dade County for public purposes subject to the contract rights, subject to a provision that any further monies paid under the contract would be paid to the Trustees, and subject to any existing riparian rights of other owners. The motion failed for lack of a second.

Motion was made by the Comptroller and adopted, with the Attorney General voting "No", that issuance of the two new contracts to the assignee, Pirates Bay Marina, Inc., superseding the original contract No. 22903, be approved for the record and that excess payment in the sum of $1792.25 be refunded in order that all accounts of the parties might be clearly in order as of the date October 24, 1962.

DUVAL COUNTY - Complaints having been received concerning obstructions of portions of the Atlantic Ocean Beach both in and outside of municipalities in Duval County, the Trustees scheduled a hearing on this date and issued notices. Attention was directed to a recent eminent domain proceeding in the U. S. District Court by the United States on behalf of the Navy to take title to a section of beach, and also to the fact that Special Acts of 1925 and subsequent years designated the foreshore as public highway under control of the Board of County Commissioners outside the cities of Jacksonville Beach and Neptune Beach and a Special Act of 1929 which gave the City of Atlantic Beach control of beaches in that city.

Judge W. Shannon Linning, speaking as a private citizen, said the Trustees should exercise their responsibility as title holders of the sovereignty lands to preserve public access to the beaches and he asked to be allowed to intervene as a citizen of Florida in the Navy's pending suit. Photographs of barriers exhibited on this date and statements in letters filed with the Trustees emphasized the complaint that the public was deprived of freedom in the use of the beaches, especially the right of motor vehicular travel.

Duval County Attorney Henry Blount, Frank Thompson representing the City of Atlantic Beach, and Stephen Stratford representing the City of Jacksonville Beach, explained that control measures were for the safety of the public and that accessible waterfront areas were available.

The Board was in sympathy with Judge Linning's position in desiring beaches retained for public usage but pointed out that there were legal problems involved in the Legislative Acts and that the Federal Government through the Navy Department had expressed need for the offshore area for military purposes.

No action was taken.

ORANGE COUNTY - Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of permit for $25.00 minimum charge to W. G. McLaughlin to remove 200 cubic yards of sand from bottoms of Lake Maitland to replace washed-out upland areas, subject to recommendations of the Game and Fresh Water Fish Commission.

PINELLAS COUNTY - John M. Feeney applied for permit for a commercial pier in the Gulf of Mexico at his upland in Block 3 of Sawyers and Harrell's Addition to Boca Ciega Pass Subdivision. Pinellas County Water and Navigation Control Authority granted permit and the proposed pier did not conflict with local zoning.

Upon motion duly adopted, the Trustees authorized issuance of State Permit to applicant for $100.00 processing fee.

PINELLAS COUNTY - Berlanti Construction Company applied for permit for yacht basin or marina in Boca Ciega Bay at applicant's Tierra Verde development. Pinellas County Water and Navigation Control Authority granted permit.

Upon motion duly adopted, the Trustees authorized issuance of State Permit to applicant for $100.00 processing fee.

VOLUSIA COUNTY - In meeting on June 17, 1952 the Trustees confirmed sale of a 1.3 acre parcel of submerged land in Indian River North to the then record owner of abutting upland, Edward F. Burke. The deed of conveyance erroneously described the parcel as lying and being in Section 49, Township 17 South, Range 34 East. Staff recommended quitclaim deed to the present record owners, Marion A. Baldwin et ux, without charge, the description therein to be corrected to show that the parcel was riparian to and abutting uplands in said Section 49, but retaining the statutory oil and mineral reservation.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of quitclaim deed as recommended.

SUBJECTS UNDER CHAPTER 18296

COLUMBIA COUNTY - Ozie Davis, et al, heirs of the former owner on June 9, 1939 and present owners, offered $25.00 for conveyance under the Hardship Act of a parcel of land described in tax sale certificate No. 927 of September 4, 1933 as one acre in Southeast Corner of SE¼ of NW¼, NW Division Section 30, Township 3 South, Range 17 East.

Upon motion by Mr. Larson duly adopted, the Trustees authorized conveyance under Chapter 28317, Acts of 1953, for the price offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

Tallahassee, Florida
November 27, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary

LAND SALES

DADE COUNTY - File No. 775-13-253.12. On October 16, 1962, the Trustees authorized advertisement for objections only pursuant to application by Ralph B. Ryder, James L. Anderson and Judson L. Sayre, et al, abutting upland owners, for purchase of six parcels of submerged land totaling 76.25 acres, more or less, at Elliott Key in Sections 35 and 36, Township 57 South, Range 41 East. The appraised price of $380.00 per acre was offered for three contiguous parcels in the Atlantic Ocean comprising 29.1 acres, more or less, and the appraised price of $300.00 per acre was offered for three contiguous parcels in Biscayne Bay comprising 47.15 acres, more or less. The land was advertised for objections only in the Homestead News, proof of publication filed with the Trustees, and no protest to the sale was received. Central and Southern Florida Flood Control District waived objections.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicants at the appraised prices.

DADE COUNTY - File No. 1210-13-253.12. On September 25, 1962, the Trustees considered application by John W. Campbell, represented by Hendricks and Hendricks, with offer of the appraised price of $300.00 per acre for purchase of a tract of submerged land in Biscayne Bay in Section 2, Township 56 South, Range 40 East, containing 41.87 acres, more or less, within the established bulkhead line. The land was advertised for objections only in the Homestead News, proof of publication was filed with the Trustees, and no protest to the sale was received.

The Board of County Commissioners of Dade County on November 20 adopted Resolution No. 8138 requesting the Trustees to defer action for a period not to exceed 90 days to permit the county to complete a planning study currently in progress and to make report and recommendations to the Trustees. The Director stated that the bulkhead line was fixed by the county, the area could be sold only to the riparian upland owner and in the event the submerged land was not sold and any public work was located between the shore and the bulkhead line, written consent of the riparian upland owner was a pre-requisite to any authorization by the Trustees for such work; that the resolution from the county did not contest private ownership of the waterfront.

Attorney General Ervin expressed the opinion that the statutes in no wise precluded the Trustees from fostering public development that required land areas and that where the Board had notice of plans by local governmental units, applications for sale should be deferred for evidence that it was a bona fide public project. He said that in cases of public need the Trustees could dedicate or grant to the public project with reverter clause and that the Board's policy of trying to balance rights of riparian owners against claims of need for public use should be followed. Although he realized there were strong reasons in behalf of private upland proprietors in many cases, he felt that decisions should be made in favor of local units for public purposes. He agreed with Commissioner Conner that the county should make a firm request within a reasonable time limit.

B. E. Hendricks said his client was not connected with certain developers about which there were local objections, that if there was a plan to utilize the area the county should have contacted Mr. Campbell who as a civic minded citizen had given right of way for public use in the past.

Upon motion by the Attorney General, duly adopted, the Trustees deferred action for thirty days within which time Engineer William R. Kidd would contact Dade County and request a definite plan and assurance that the planned public project would be carried out for the subject land.

SARASOTA COUNTY - File No. 1137-58-253.12. On October 9, 1962, the Trustees considered application of O. W. Caspersen, abutting upland owner, to purchase a parcel of submerged land in Little Sarasota Bay in Sections 1 and 2, Township 39 South, Range 18 East, 0.62 of an acre, more or less, within the established bulkhead line. The land was advertised in the Sarasota Herald-Tribune, proof of publication filed with the Trustees, and no objections were received.

Staff recommended confirmation of sale at the area appraised price of $500.00 per acre and formal approval of fill permit granted by Sarasota County Water and Navigation Control Authority on July 19, 1962.

Upon motion adopted without objection, the recommendations were approved as the action of the Board.

SARASOTA COUNTY - File No. 1187-58-253.12. On October 16, the Trustees considered application of Riegel Boat Yard, Inc., abutting upland owner, to purchase a parcel of submerged land in Little Sarasota Bay in Section 18, Township 37 South, Range 18 East, 0.27 of an acre, more or less, within the established bulkhead line. The land was advertised for objections only in the Sarasota Herald-Tribune, proof of publication filed with the Trustees, and no objection was received.

Staff recommended confirmation of sale at the area appraised price of $500.00 per acre and formal approval of fill permit granted by Sarasota County Water and Navigation Control Authority on September 7, 1962.

Upon motion adopted without objection, the recommendations were approved as the action of the Board.

ST. LUCIE COUNTY - File No. 1206-56-253.12. On October 9 the Trustees considered offer of $100.00 per acre (which was more than the current appraised value) from Charlotte B. Gotfredson, abutting upland owner, for purchase of 18.33 acres of submerged land in Indian River in Section 3, Township 37 South, Range 41 East, within the established bulkhead line. The land was advertised for objections only in the Fort Pierce News-Tribune, proof of publication was filed with the Trustees, and no protest to the sale was received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicant at the price offered.

VOLUSIA COUNTY - File No. 417-64-253.12. On October 16 the Trustees considered offer of the appraised value of $400.00 per acre from Atlantic Park Corporation, abutting upland owner, for purchase of two parcels of submerged land in the Halifax River in Section 26, Township 14 South, Range 32 East, 0.91 acre within the established bulkhead line in the City of Daytona Beach. The land was advertised for objections only in the Daytona Beach Evening News, proof of publication was filed with the Trustees, and no protest to the sale was filed.

The City of Daytona Beach by letter dated November 6, 1962, filed waiver of objection to proposed sale so long as no portion of the proposed fill extended channelward of the established bulkhead line, which waiver was accepted as city fill permit.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the appraised price and formally approved the fill permit.

PINELLAS COUNTY - File No. 1047-52-253.12. Bulkhead Line; Sale. Deferred from last week was the application of Girard W. Lane, as Trustee, for approval of bulkhead line fixed November 10, 1960 by Pinellas County Water and Navigation Control Authority and sale of a parcel of submerged land in St. Joseph Sound in Section 3, Township 28 South, Range 15 East. Meeting of Trustees' Engineer, Director, Assistant Attorney General, attorney for Mrs. C. K. Charles, objector, and Mr. Charles had failed to resolve the objection.

Trustees' Engineer recommended (1) that the bulkhead line be approved, objection overruled and sale confirmed as to an area not exceeding 55 acres in Section 3 clearly riparian to the applicant's upland in Section 3 only, with approved layout for filling, or (2) that action be deferred and bulkhead line referred back to the County Authority with suggestion that the line be fixed 150 feet offshore.

George K. Kickliter presented applicant's layout to which objector's attorney, Rex Owen, indicated agreement by initialing the revised plat. The Director recommended approval of the bulkhead line fixed by the County Authority and confirmation of sale limited to the area in the revised layout, considerably less than 55 acres, all clearly riparian to the applicant's upland.

Upon motion by the Attorney General, duly adopted, the Trustees formally approved the bulkhead line established by Pinellas County Water and Navigation Control Authority on November 10, 1960, and confirmed sale of the area within the external boundaries of the revised plan presented on this date, legal description to be furnished by applicant.

INDIAN RIVER COUNTY - File No. 927-31-253.12. William Van Busch, owner of an upland tract in the City of Vero Beach bounded south by Bethel Creek and west by Indian River in Sections 29 and 30, Township 32 South, Range 40 East, submitted survey for proposed revision of a bulkhead line fixed by the city on January 10, 1958 and subsequently approved by the Trustees. The 1958 bulkhead line included submerged lands and consisted of five islands to be connected by causeways with culverts and upon application to purchase being made, objections to the island layout were received. Applicant submitted a revised plan with moderate expansion of his tract for development as one island but did not wish to press the City of Vero Beach to revise the bulkhead line nor to proceed with engineering unless there was assurance that the revision was acceptable.

Staff recommended the revised bulkhead line. The Trustees indicated no objections but declined to commit themselves to approve a bulkhead line in advance of action by the local unit.

The Trustees directed that the City of Vero Beach and the applicant be advised that the proposed revision of bulkhead line was acceptable in the opinion of the Trustees' Staff.

MISCELLANEOUS

BREVARD COUNTY - Sylvan B. Krause, et al, applied for fill permit to remove 17,000 cubic yards of fill material from the Indian River to deposit on applicants' property in Section 19, Township 23 South, Range 36 East, for which the charge would be $780.00, based on the usual rate.

Upon motion duly adopted, the Trustees authorized issuance of fill permit for $780.00 for the material requested, subject to determination by the Staff that no conservation problem was involved.

BROWARD COUNTY - Refund of $11,393.76 was recommended to George Polera, Trustee, grantee in Deed No. 20904 issued December 3, 1959 under paid up contract No. 20904 issued April 4, 1955 covering 1.22 acres in NW¼ of NW¼ of NW¼ of Section 34, Township 49 South, Range 39 East, which was bid in at competitive sale March 22, 1955 by Mr. Polera for $10,200.00.

The Attorney General reviewed the file which showed that title failed by reason of prior conveyance of the land April 12, 1940 by Trustees Deed No. 18376 to H. J. Driggers whose contract dated December 1, 1936 provided for reservation of any right of way that might be needed by the State Road Department. On May 7, 1938 and May 16, 1939 the Trustees granted perpetual right of way easements including the 1.22 acres to the State Road Department which on December 15, 1954 issued disclaimer, having determined that the parcel was not needed. The Attorney General recommended refund of the principal and interest paid to the Trustees under contract No. 20904, the total sum being $11,393.76.

Upon motion duly adopted, the Trustees authorized refund of $11,393.76 to George Polera, Trustee, subject to receipt of quitclaim deed to the Trustees from the holder under the 1955 sale to clear cloud on the title.

LEE COUNTY - John Oster made application for approximately 3000 cubic yards of material to be taken from submerged bottoms of Pine Island Sound, within limits of his riparian rights, to be used to improve his upland property in Government Lot 1 of Section 35, Township 45 South, Range 21 East. Staff recommended sale of the material at the usual rate of five cents per cubic yard, or a total charge of $150.00.

Upon motion duly adopted, the Trustees authorized sale of the material requested, subject to approval of the Board of Conservation.

LEE COUNTY - Staff recommended approval of fill permit issued to three different applicants by the City of Fort Myers by Resolution No. 187 dated November 19, 1962, to fill three submerged areas of land in the Caloosahatchee River, title to which was vested in the City of Fort Myers by Special Act of the Legislature of 1915.

Upon motion duly adopted, the Trustees formally approved the fill permit granted by the City of Fort Myers.

LEE COUNTY - Board of County Commissioners of Lee County by Resolution adopted October [illegible], 1962, requested right of way easement 500 feet wide for causeway and bridge from McGregor Boulevard westerly across Caloosahatchee River to Cape Coral. The right of way across the river extended in front of private riparian owners whose written consent was obtained, except one for which Order of Taking was entered.

Staff recommended dedication for public road purposes under supervision and control of the County Commissioners, right of way to inure to the State Road Department and the Federal Government as the interest of either in said road might develop, the dedication to be withheld from delivery pending notice of deposit of the sum required by the Court to effectuate the Order of Taking of the one upland parcel to which a portion of the right of way on submerged land was riparian. Staff further recommended that the county be authorized to take material for said contruction from an offshore area in the river designated for dredging.

Upon motion duly adopted, the Trustees approved the recommendations as the action of the Board.

MONROE COUNTY - DesRocher Sand Company, Inc., holder of Sand Lease No. 1296 which expired December 8, 1962, requested one-year extension. The lease, which was granted in 1959, was recommended by the Board of County Commissioners and approved by the Commanding Officer of the Naval Base. Lease account was in good standing and covered two areas southwest from Boca Chica Key with royalty of 15¢ per cubic yard and $25.00 monthly minimum.

Upon motion duly adopted, the Trustees granted one year extension on the same terms.

MONROE COUNTY - Alonzo Cothron applied for three-year extension of Commercial Sand Lease No. 1278 and Easement No. 1279, each of which expired November 1, 1962. The lease covered part of an offshore shoal area southwesterly of Lower Matecumbe Key in Section 29, Township 64 South,Range 36 East, and the easement was granted for storage and stockpiling of sand removed from the leased area. The lease provided royalty of 15¢ per cubic yard, $25.00 monthly minimum, surety bond of $1500.00, and the lease account appeared to be in good standing but had not been audited for the past year.

Staff recommended that the lease and easement be extended on the same terms for three years conditioned upon satisfactory audit and satisfactory report or adjustment based on inspection of certain work recently done under United States Permit to deepen or create a navigable channel and under which the said lessee was obligated to remove and pay for spoil taken from the portion of the cut which exceeded the authorized depth.

Upon motion duly adopted the Trustees authorized three-year extension under the conditions recommended by the Staff for audit and inspection.

SUBJECTS UNDER CHAPTER 18296

BROWARD COUNTY - Upon motion duly adopted, the Trustees authorized refund of $10.00 to Anderson, Gundlach and Hull, represented by M. James Shaw, attorney. Said amount was tendered in connection with application, subsequently withdrawn, for release of state road right of way reservation contained in Broward County Deed No. 1801.

Upon motion duly adopted, the Trustees adjourned.

Bryant
GOVERNOR - CHAIRMAN

ATTEST: Van H. Ferguson
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
December 4, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:		
	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the Trustees approved minutes of the meetings on November 20 and 27, 1962 as approved by the Attorney General and copies presented to each member.

APPLICATIONS TO PURCHASE LAND

BREVARD COUNTY - File No. 1213-05-253.12. G & H Builders, Inc., abutting upland owners, represented by Dressler, Hosemann and Miller, applied to purchase a parcel of submerged land in Newfound Harbor in Section 30, Township 24 South, Range 37 East, 7.06 acres within the established bulkhead line. The appraisal was discussed and because of reported increasing values in the area the Trustees did not desire to sell at the $524.00 per acre price.

Upon motion by Attorney General Ervin, adopted without objection, the Trustees denied the application to purchase at the price offered.

DADE COUNTY - File No. 1152-13-253.12. Madami Company, Inc., abutting upland owners, represented by Henry G. Simmonite, offered $400.00 per acre, area appraised price, for two parcels of submerged land in Biscayne Bay in Section 25, Township 55 South, Range 40 East, 13.98 acres within the established bulkhead line.

The Trustees discussed the price and questioned whether sale would affect proposed county waterfront highway or causeway.

Upon motion by Attorney General Ervin, adopted without objection, the Trustees deferred action for further investigation.

DADE COUNTY - File No. 1222-13-253.12. Colonial Village Apartments, Inc., abutting upland owners, represented by Anderson and Nadeau, offered $700.00 per acre, the appraised price, for a parcel of submerged land in Biscayne Bay in Section 24, Township 55 South, Range 40 East, 7.61 acres within the established bulkhead line.

The Trustees discussed the price and relation of the parcel to the location of the proposed county waterfront highway or causeway.

Upon motion by Attorney General Ervin, adopted without objection, the Trustees deferred action for further investigation.

PALM BEACH COUNTY - File No. 1088-50-253.12. Brown-Miller, Inc., abutting upland owners, represented by Brockway, Weber and Brockway, offered $1400.00 per acre for a parcel of submerged land in Lake Worth in Section 22, Township 45 South, Range 43 East, City of Boynton Beach, 1.138 acres within the established bulkhead line. The offer was more than the appraised value.

Upon motion adopted without objection, the Trustees authorized the land advertised for objections only.

BULKHEAD LINES

BROWARD COUNTY - On October 16 the Trustees heard request of E. W. Vanstone for a bulkhead line around applicant's Island "B", also known as Catalina Island. Applicant was not successful in establishing that Section 253.122(3) Florida Statutes was applicable. Upon direction of the Trustees, Engineer William R. Kidd made investigation, contacted the applicant's attorney, architect and engineer and riparian owners in the zone, and he recommended that applicant's attorney be formally advised that he should apply to the local authority for rehearing and that the owners in Isla Bahia should be given opportunity to be heard. Staff concurred in recommendation that Mr. Vanstone apply for a public rehearing at the local level.

Upon motion duly adopted, the Trustees accepted the recommendations as the action of the Board.

LEE COUNTY - Staff recommended formal approval of bulkhead line fixed by the City of Fort Myers Ordinance No. 618 passed on June 19, 1961, except the portions in public rights of way. The bulkhead line was located along and offshore from the southerly side of Caloosahatchee River within the corporate limits of the city as of the year 1915.

The Trustees examined the bulkhead line maps submitted by the city, noting the area where fill permits were issued by the city and approved for three owners on November 27, 1962, under the impression that bulkhead line had been approved.

Upon motion duly adopted, the Trustees formally approved the bulkhead line adopted by the City of Fort Myers on June 19, 1961, except as to those portions in public rights of way.

MISCELLANEOUS

MANATEE COUNTY - File No. 1242-41-253.129. Dewey A. Dye, Jr., on behalf of Fred W. Beltz, applied for a disclaimer under provisions of Section 253.129 Florida Statutes, to a parcel of land in Warner's West Bayou in Section 20, Township 34 South, Range 17 East, Manatee County, which was filled prior to May 29, 1951.

Upon motion by the Attorney General, duly adopted, the Trustees authorized disclaimer for a handling charge of $10.00.

PALM BEACH COUNTY - File No. 523-50-253.12 and 253.129. Brockway, Weber and Brockway requested corrective instruments to supersede a disclaimer dated December 8, 1959, under provisions of Section 253.129 Florida Statutes covering an 0.873 acre parcel of filled land and also a deed under the provisions of Section 253.12 Florida Statutes to an 0.085 acre parcel of submerged land contiguous to the filled area in Sections 3 and 4 of Township 43 South, Range 43 East. The grantee in both instruments was Matilda O'Brien Stephens and descriptions shown in the instruments were prepared from field surveys prepared by applicant's engineer. There was an overlap of applicant's platted upland with the upland property abutting on the north, said overlap having been settled by the property owners by an agreement placed on record.

Upon motion duly adopted, the Trustees authorized issuance of two corrective instruments showing revised descriptions in accordance with the recorded agreement, for handing charge of $10.00 each.

POLK AND OSCEOLA COUNTIES - Central and Southern Florida Flood Control District applied for perpetual easement over 8.76 acres, more or less, of bottom lands of the Kissimmee River in Section 11, Township 31 South, Range 31 East, for construction of Structure 65 immediately south of State Road No. 60.

Upon motion duly adopted, the Trustees authorized easement to Central and Southern Florida Flood Control District.

WASHINGTON COUNTY - Commissioner Doyle Conner presented a resolution requesting consent of the Trustees for the Department of Agriculture to lease to the Florida Development Commission the Washington County Agricultural Center situated on property owned by the Department in Section 5, Township 4 North, Range 13 West, in Washington County, until such time as revenue bonds to be issued by the Development Commission to finance improvements to the Center and all interest thereon and any refundings thereof have been paid in full. Ernest Webb, attorney for the Department of Agriculture, and W. O. Whittle, Executive Secretary of Florida Federation of Fairs, were present in the interest of the matter.

Upon motion duly adopted, the Trustees formally consented to the lease by the Department of Agriculture to the Florida Development Commission.

SUBJECTS UNDER CHAPTER 18296

The Staff requested directive for disposition of twenty-seven checks drawn in February 1952 on registry account of United States District Court for the Southern District of Florida as awards tendered for the state's interest in 109.35 acres taken under condemnation proceedings, as follows:

Case No. 489 Orlando-Civil	102.59 acres	
(1471 subdivision lots taken in 25 tracts) Award for 24 tracts @ $1.11		$26.64
Award for 1 tract		none
Above award included $1.11 for Tract 95 which included 1409 lots aggregating 84.31 acres.		

Case No. 493 Orlando-Civil	6.76 acres	
Award for 3 tracts aggregating 3.00 acres @ $1.10		$ 3.30
Total awarded for 109.35 acres		$29.94

The file disclosed that the checks were not accepted as settlement and efforts were made to have the cases reopened for the Court to consider the state's claim for fair market value, that the then Assistant District Attorney handling the eminent domain proceeding indicated on April 15, 1952 that conference would be arranged, and that the Attorney General subsequently made request in the matter but was unsuccessful. The Trustees on June 11, 1957 referred the checks to the Attorney General for disposition and the State Treasurer on June 4, 1957 advised that by reason of lapse of time since issuance, the checks could not be deposited.

The Staff was unable, from review of the office file, to recommend acceptance of $29.94 for 109.35 acres taken for the Cape Canaveral project.

Memorandum from office of the Attorney General pointed out difficulties to be expected in efforts to reopen the cases. Mr. Ervin recommended that he be authorized to petition the Court for permission to file exhibits in an effort to get an additional award for the state's interest. No action was taken for disposition of the checks on hand.

Upon motion duly adopted, the Trustees referred the matter to the Attorney General for handling, with authority to petition the Court.

DESOTO COUNTY - Francis Daughtrey, the former owner on June 9, 1939, offered $100.00 for conveyance under the Hardship Act of a parcel of land described in Part Tax Sale Certificate No. 346 of 1927 as the NW¼ of SE¼ of NW¼ of Section 19, Township 39 South, Range 24 East, 10 acres. The application complied with provisions of Chapter 28317, Acts of 1953.

Upon motion duly adopted, the Trustees accepted the former owner's offer of $100.00 and authorized conveyance of the land under Chapter 28317.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

12-4-62

Tallahassee, Florida
December 11, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the minutes of the meeting on December 4, 1962, were approved.

LAND SALES

DUVAL COUNTY - File No. 1207-16-253.12. On October 23, 1962, the Trustees considered application by U. S. Gypsum Company, abutting upland owner, to purchase a tract of submerged land in the St. Johns River located in unsurveyed Sections 30 and 31, Township 1 South, Range 27 East, 13.0 acres in the City of Jacksonville, within the established bulkhead line. The land was advertised for objections only in the Florida Times Union, proof of publication filed with the Trustees, and no protest to the sale was received.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale of the tract on the basis of applicant's offer of the appraised price of $250.00 per acre.

DUVAL COUNTY - File No. 1208-16-253.12. On October 23 the Trustees considered application by Southern Marine Terminals, Inc., abutting upland owner, to purchase a tract of submerged land in the St. Johns River located in unsurveyed Sections 30 and 31, Township 1 South, Range 27 East, 4.93 acres in the City of Jacksonville, within the established bulkhead line. The land was advertised for objections only in the Florida Times Union, proof of publication was filed with the Trustees, and no protest to the sale was received.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale of the tract on the basis of applicant's offer of the appraised price of $250.00 per acre.

PINELLAS COUNTY - File No. 1175-52-253.12. Russell L. West, riparian upland owner, offered $500.00 per acre for a 3.74 acre parcel of submerged land in Boca Ciega Bay between the established bulkhead line and applicant's mainland Lots 30 and 31, Harbor View No. 2, Plat Book 6, Page 6, in Section 29, Township 30 South, Range 15 East. General objection was filed by Mrs. Beth M. Stiles, not shown to be a riparian owner within 1000 feet. Specific objections by A. W. Higgins and David R. Mosher to the original application for 4.47 acres were resolved in a local hearing on March 22, 1962 before the Pinellas County Water and Navigation Control Authority wherein provision was made for a public parcel between the bulkhead line and southerly terminus of the existing street which was west of and adjacent to applicant's upland, and the Authority recommended sale of a revised area of 3.74 acres.

Upon motion duly adopted, the Trustees overruled the objection by Mrs. Stiles, approved sale of the 3.74 acre revised parcel to Mr. West at the price offered, and formally approved permit to fill that parcel.

APPLICATIONS FOR LAND

MARTIN COUNTY - File No. 689-43-253.12. Mack Costello, abutting upland owner, represented by Charles B. McAdam, offered the area appraised value of $353.14 per acre for a parcel of submerged land in the Indian River in Sections 22 and 23, Township 37 South, Range 41 East, 0.39 of an acre within the established bulkhead line.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized advertisement for objections only.

ST. JOHNS COUNTY - File No. 1078-55-253.12. Presented for formal approval was the bulkhead line established by the Board of County Commissioners of St. Johns County by Resolution adopted on July 24, 1962. The bulkhead line was located along the St. Johns River in the area and vicinity of Government Lot 12, Section 26, Township 7 South, Range 27 East, adjacent to property along State Road No. 13.

Ernest H. Wilson, abutting upland owner, represented by Weinstein, Weinberg and Weinstein, applied to purchase a 1.4 acre parcel of submerged land in the St. Johns River in Section 35, Township 7 South, Range 27 East, landward of the bulkhead line fixed by the county on June 24, 1962. Applicant owned a narrow strip of upland between St. Johns River and State Road No. 13 with 752 feet of road frontage. Half of the strip had depth of less than 30 feet and addition and filling of 1.4 acres would produce a more useful tract.

Applicant objected to price of $2,205 for the parcel,fixed by Trustees' appraisal. He presented offer of $140.00, being the price fixed in an appraisal he obtained, and stated that the area of riverfront was not much in demand and that only fishing shacks and cabins were in the area. The Director called attention to comparison of the two appraisals, said that $140 was not considered a fair price and that enlargement of the present ownership of 0.7 acre to 2.1 acres with 750 feet of road frontage should make possible development for other roadside and waterfront commercial or other uses.

Upon motion by Mr. Green, duly adopted, the Trustees formally approved the bulkhead line fixed by St. Johns County on July 24, 1962, and agreed to advertise for objections only provided the applicant offered the $2,205.00 appraised price.

MISCELLANEOUS

DADE COUNTY - Medwin Benjamin requested 90-day extension of time for payment of $2370.00 semi-annual rental on Lease No. 1177 which became due on November 15, 1962, with 45-day grace period, and which was held under assignment to Southeastern Towing and Transportation Company, Inc., subject to an agreement with Mr. Benjamin who held the lease prior to assignment to said company. In the event the present holder did not pay the delinquent rental Mr. Benjamin advised that he would handle it, but he desired the extension in order to obtain new assignment.

Upon motion by Mr. Green, duly adopted, the Trustees granted three-month extension from end of the grace period with penalty interest of one per cent per month.

DADE COUNTY - Karl C. Mongelluzzo, holder of Lease No. 143-A which expired December 12, 1962, tendered check for $100.00, the amount of annual rental on the lease during its life. The Director advised that the two acres of sovereignty land on a shoal one mile south of Key Biscayne was originally leased to Miami Quarterdeck Club, Inc., that the building was in partial collapse after Hurricane Donna and docking and club facilities were destroyed by fire September 5, 1961, that leasing of the shoal areas for private use had been considered objectionable by the Trustees in previous meetings and extension of the lease was not recommended.

Upon motion by Mr. Green, duly adopted, the Trustees declined to renew the lease and authorized return of the $100.00.

GLADES COUNTY - On September 25, 1962, authorization for new grazing lease to James E. Wiggins was obtained effective on expiration of his current Lease No. 817 on December 28, 1962, the new lease to cover 107 acres remaining after sale of 208.74 acres of the original lease area to the adjacent owner. The authorization for new lease did not define the term, and five-year lease beginning December 29, 1962, with 90-day cancellation clause, was recommended.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of the new lease with the recommended five-year term and 90-day cancellation clause.

MARTIN COUNTY - Upon motion by Mr. Green, duly adopted, the Trustees granted to Florida Inland Navigation District on behalf of the United States of America a perpetual spoil easement covering an area of submerged land in the Great Pocket in Section 20, Township 38 South, Range 42 East, being an area 600 feet by 1000 feet in Martin County.

PALM BEACH COUNTY - On September 25, 1962, the Trustees authorized lease of Belle Glade Airport, 93.94 acres in the W½ of Section 29, Township 43 South, Range 37 East, to the Board of Commissioners of State Institutions for use and benefit of the Division of Corrections with authority to maintain, manage and make appropriate lease arrangements with users of the airport. The office of the Attorney General prepared the lease and a form for sub-leases was being prepared, also.

Upon motion duly adopted, the Trustees authorized execution of the lease prepared by the Attorney General to the Board of Commissioners of State Institutions for use and benefit of the Division of Corrections for that period during which the area was used for airport purposes, not to exceed 20 years.

PINELLAS COUNTY - City of Clearwater by Resolution No. 62-130 adopted on December 3, 1962, requested grant of permanent easement 15 feet wide with one-year construction easement 7½ feet wide each side of and adjacent to said permanent easement, for installation of the Clearwater East Interceptor Sanitary Sewer Line in Old Tampa Bay in the zone between the shore and the established bulkhead line in front of William Brown's Subdivision of Bay View.

Upon motion by Mr. Green, duly adopted, the Trustees granted the permanent and temporary easements to the City of Clearwater without charge, the city to be advised by letter that the instruments were processed with the understanding that the city would procure any necessary consent from private riparian owners.

SANTA ROSA COUNTY - Upon motion by Mr. Green, duly adopted, the Trustees authorized issuance of State Permit for $100.00 processing fee to Navarre Beach Marina Corporation for construction of a commercial pier in the Gulf of Mexico at property on Santa Rosa Island (1125 feet west from bridge crossing Santa Rosa Sound at Navarre) held by applicant under 99-year lease from Santa Rosa County Beach Administration.

SARASOTA COUNTY - Upon motion by Mr. Green, duly adopted, the Trustees granted easement to West Coast Inland Navigation District covering a parcel 500 ft. by 500 ft. abutting the northwesterly boundary of spoil area S-34, and a parcel 500 ft. by 200 ft. on the southeasterly side thereof.

ELLIOT BUILDING - On September 11, 1962, the estimate of $675.00 by Western Waterproofing Company, Inc., was approved for closure of leak near northwest corner of basement of the new Elliot Building, Removal of plaster disclosed conditions requiring work not foreseen, the area requiring treatment exceeded the original estimate, and the work completed amounted to $813.00. The Director stated that there was evidence that there might still be some leakage which should be investigated. Also, authority was requested for refinishing the repaired walls and replacing and installing the floor tiles.

The Board asked Robert H. Brown, Jr., Architect-Engineer for the Board of Commissioners of State Institutions, to discuss the situation and whether responsibility might lie with the architect or contractor of the Elliot Building construction. Mr. Brown reported on the corrective work which had been done and explained that leakage occured intermittently apparently from under the floor of the basement, and that in his opinion everybody had discharged their duties properly.

Upon motion by Mr. Green, seconded by Mr. Ervin and adopted, the Trustees approved payment of $813.00 to Western Waterproofing Company, Inc., subject to investigation and recommendation by Mr. Brown, and the Board granted authority to contract for refinishing of basement wall and floor.

TRUSTEES FUNDS - Fair Buildings. Commissioner Doyle Conner presented a report to the Board on agricultural exhibit buildings constructed with matching funds from Trustees pursuant to the policy established by Resolution adopted on June 18, 1961, based on House Concurrent Resolution No. 2862 of the 1961 Legislature. He reported the completion of buildings in Hernando, Lake and Martin Counties for which funds were previously approved, and requested release of funds for the following counties for which the Agricultural and Livestock Fair Committee had approved applications: Dade County $5,000.00; Highlands County $9,382.50; Holmes County $1,250.00; Manatee County $5,000.00; Madison County $1,722.66; Osceola County $4,641.12; Palm Beach County $5,000.00; and Pinellas County $5,000.00. The $250,000 which the Trustees had made available for the program was reported to have been allocated to more than twenty counties.

Mr. Conner urged the members to visit agricultural exhibit buildings, which served a useful public purpose not only during fair time but throughout the year.

Upon motion by Comptroller Green, duly adopted, the Trustees authorized release of the funds requested for the eight counties named above for which the Agricultural and Livestock Fair Committee had approved applications.

Upon motion duly adopted, the Trustees adjourned.

Richard W. Ervin

ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

Tallahassee, Florida
December 18, 1962

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the Trustees approved the minutes of the meeting on December 11, 1962.

LAND SALES

OKEECHOBEE COUNTY - On November 6, 1962, the Trustees considered offer of $1500.00 from W. Allen Markham for purchase of all of Block 191, Okeechobee City, a subdivision in Sections 15, 16, 21 and 22, Township 37 South, Range 35 East, according to plat thereof recorded in Plat Book 2, Page 17, St. Lucie County, Florida, public records, lying in Okeechobee County. Appraisal secured in January 1962 placed a value of $2250.00 on the block. The land was advertised for objections and competitive bids in the Okeechobee News, proof of publication filed with the Trustees, and the notice showed that any sale would be subject to any outstanding municipal and/or drainage taxes. No protests or mailed bids were received. On the sale date Richard O. Mitchell, representing applicant, restated the offer of $1500.00 and no further bids were received.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale to the applicant for the price offered.

BULKHEAD LINES

BREVARD COUNTY - On November 21, 1962, the Board of County Commissioners amended a portion of its bulkhead line originally established one foot offshore, the new line beginning at the north end of the previously fixed bulkhead line of Venetian Way and running north 400.33 feet and thence northeast 2199.9 feet to the shore of the river. The northeasterly course of the new line passed approximately 700 feet southeasterly from the margin of Hall Island which was not provided with a bulkhead line, presumably in the interest of its preservation as a bird or wildlife area. The county had conducted several hearings. Objections were filed by Mrs. V. F. Whitehead, Mrs. H. J. Gaertner, W. A. Dunson and others opposing damage to scenic and conservation values in the area.

Director A. D. Aldrich of the State Game and Fresh Water Fish Commission explained that while Hall Island previously had been established as a reservation and closed against hunting and fishing by order of the Commission, land ownership remained vested in the Trustees. He recommended dedication by the Trustees as a wild life sanctuary.

Under Trustees' File No. 1177-05-253.12, the Board of Public Instruction, riparian upland owner, filed application for 12 acres of submerged Banana River sovereignty land between the bulkhead line fixed by the county on November 21, 1962, and applicant's upland Block 36 Cocoa Ocean Beach. The land was advertised for objections only and on August 28 the Trustees deferred action for study of allocation which might be planned for private owners in the event a new bulkhead line was established. The Board of Public

Instruction, for public school purposes, was exempt from requirement of a bulkhead line but the upland owner next north, Bishop Joseph P. Hurley, desired assurance that provision would be made for a like extension for the property of his Church, for which a bulkhead line would be necessary. Attorney Frank Pierce, representing the Bishop, said there were no specific plans by the Diocese but a need was anticipated for enlargement of church and educational facilities.

The Staff recommended approval of the new bulkhead line, or at least the southerly 940 linear feet in order that (1) Bishop Hurley might be given reasonable assurance of favorable consideration in the event he made application to purchase a strip 500 feet wide bounded south by projection of Duval Lane, (2) that the grant be made to the Board of Public Instruction without prejudice to any rights of Bishop Hurley, and (3) that grant be confirmed to the Board of Public Instruction for public school purposes only with provision for reversion in the event of five consecutive years of non-use for such purpose, the deed to contain the usual reservation of 50% of petroleum and 75% of minerals.

Attorney General Ervin questioned the use for school purposes of the strip proposed to be filled and requested information as to the Church plans. In view of the protests against disturbing scenic and wildlife values, he recommended deferment for further staff investigation of the Hall Island and application areas. The Board indicated approval of the proposed dedication of the island as a wild life sanctuary, and the consensus was that while the County School Board application had been pending for some time, the additional delay for checking on the ground was desirable.

Upon motion duly adopted, the Trustees' Engineer was directed to investigate and report back to the Board.

DADE COUNTY - Referred to the Trustees for approval was a revised bulkhead line for Virginia Key established by Dade County Resolution No. 8108 dated November 20, 1962, at the request of the City Commission of Miami by Resolution No. 33127 dated October 18, 1961. The Trustees examined the map submitted by the county, noted that the new line encompassed an extensive area of open water northwest and west of the bulkhead line originally approved August 18, 1960, and that no private properties were involved in the zone where public works were anticipated. Attorney General Ervin expressed the opinion that a bulkhead line was not needed for public works and might possibly lead to use of the extensive area for private purposes, and that the Trustees could grant to the city areas needed for public purposes.

The consensus was to withhold approval of the revised bulkhead line and to advise the City of Miami and Dade County that no bulkhead line was needed for public works and that the Trustees would give favorable consideration to application for areas required for public purposes.

APPLICATIONS FOR LAND

MARTIN COUNTY - File No. 1245-43-253.12. Joseph N. Kling and wife, abutting upland owners, represented by Charles B.McAdam, applied to purchase a parcel of submerged land in the Indian River in Section 15, Township 37 South, Range 41 East, 0.29 of an acre within the established bulkhead line. Applicant offered the appraised price of $353.14 per acre, or the minimum charge of $100.00 in this instance.

Upon motion by Treasurer Larson, duly adopted, the Trustees authorized advertisement of the parcel for objections only.

MONROE COUNTY - File No. 1249-44-253.12. Stuart L. Faber, abutting upland owner represented by G. A. Crawshaw, offered the established price of $250.00 per acre for a parcel of submerged land in the Straits of Florida in Section 21, Township 60 South, Range 40 East, 35.5 acres at Key Largo.

Upon motion by Comptroller Green, duly adopted, the Trustees authorized advertisement of the parcel for objections only.

MONROE COUNTY - File No. 1250-44-253.12. J. W. Taylor and wife, et al, abutting upland owners, represented by G. A. Crawshaw, offered the established price of $425.00 per acre for two parcels of submerged land in Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key, a 0.95 acre parcel in the Bay of Florida and another parcel containing 0.92 acre in the Straits of Florida.

Upon motion by Comptroller Green, duly adopted, the Trustees authorized advertisement of the parcels for objections only.

MISCELLANEOUS

DADE COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of State Permit for $100.00 processing fee to Aqua-Cycle Enterprises, Inc., for a commercial pier in Lake Pancoast for which city permit had been granted and approval given by the U. S. Army Corps of Engineers.

MONROE COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of permit for $500.00 charge to C. F. Tingler of Tingler Enterprises for the purchase of 10,000 cubic yards of fill material from an area in the Straits of Florida to be placed on applicant's upland in Section 15, Township 66 South, Range 32 East.

ORANGE COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of permits for $25.00 each to Randolph Y. Matheny and Hugo Logemann to remove from bottoms of Lake Maitland 200 cubic yards each to replace washed-out areas of their lakefront upland properties, subject to permit provisions and recommendations of the State Game and Fresh Water Fish Commission.

PALM BEACH COUNTY - File No. 1100-50-253.12. Request was made for issuance of a new deed in favor of Mrs. Corinne Kramer and cancellation of unrecorded deed No. 23194 issued by the Trustees September 24 pursuant to sale confirmed to applicants Fred Kramer and his wife for 0.38 acre of submerged land in Lake Worth. The title report filed with the application to purchase showed the applicants as riparian owners, but attorney for Mrs. Kramer advised that subsequently the grantees entered into a property settlement whereunder Mrs. Kramer was the sole riparian owner on the date of Trustees' deed.

Upon motion duly adopted, the Trustees authorized cancellation of the unrecorded deed issued September 24 and issuance of new deed to Mrs. Kramer for handling charge of $10.00.

PINELLAS COUNTY - Staff recommended ex parte disclaimer covering Tract "A" shown on plat of Gulf View Cabin Villa, Plat Book 21, Page 41, containing 3.75 acres. Subdivision plat was filed June 22, 1939, the parcel was tidal mangrove, and almost all of the parcel was landward of the original U. S. meander line. Tax deed to the parcel, which was assessed on the county tax roll and sold for 1940 taxes, issued in the name of the State of Florida by the Clerk of the Circuit Court of Pinellas County on November 6, 1944. The Attorney General found that the Trustees were estopped to deny that title vested in the private owner by the tax deed and approved issuance of ex parte disclaimer upon showing that all taxes had been paid since issuance of tax deed.

Upon motion duly adopted, the Trustees authorized issuance of ex parte disclaimer for $25.00 handling charge.

CAPITOL CENTER - Trustees' Funds. In joint action with the Board of Commissioners of State Institutions, the Trustees authorized the Attorney General to proceed with acquisition, for public purposes in connection with the extension of the Capitol Center project, of the Peyton L. Yon, Sr., (N. H. Yon) property located at the corner of Bronough and Madison Streets, described as the West 90 feet of Lot 253 of the Original Plan of the City of Tallahassee, the cost of such acquisition to be paid from funds of the Internal Improvement Fund.

SUBJECTS UNDER CHAPTER 18296

SUMTER COUNTY - Offer of $50.00 was made by Sumter County for a parcel of land certified to the state under Tax Sale Certificate No. 98 of August 6, 1923, described as "Begin 12 feet North of Southwest Corner of NW¼ of NW¼, run East 82 feet, North 100 feet, West 82 feet, South 100 feet to beginning, in Section 17, Township 18 South, Range 23 East." The county desired to clear the title to the parcel which was acquired in a foreclosure suit and later discovered to have been certified to the State of Florida under the Murphy Act.

Upon motion duly adopted, the Trustees approved conveyance to Sumter County under Chapter 21684, Acts of 1943, without advertisement and public sale, for $50.00.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
January 3, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson Director-Secretary

Upon motion duly adopted, the Trustees approved minutes of the meeting on December 18, 1962.

BOARD OF CONSERVATION AND TRUSTEES - The Board of Conservation submitted proposed lease to East Bay Enterprises, Inc., for removal of shell from that part of Greater Tampa Bay inside or north and east of the Sunshine Skyway, including Old Tampa Bay and Hillsborough Bay. The lease included submerged lands vested in the Hillsborough County Port Authority and was prepared for joint execution by the Trustees and the Authority. Royalty of $0.20 per ton was required with annual minimum of $5000.00 and surety bond of $10,000.00. The Trustees' Director recommended that the text be amended subject to approval of the Attorney General to provide that it would not be operative as to submerged areas between the mean high water line and any bulkhead line heretofore or hereafter established and that the lease be made subject to rights of riparian upland owners who purchased submerged lands within established bulkhead lines to secure fill material bayward of such bulkhead lines pursuant to authorization of proper permit.

Formal protest was filed by Coastal Petroleum Company which claimed its lease covered the material to be removed.

Upon motion made by Mr. Green, seconded by Mr. Larson and unanimously adopted, the Trustees overruled the objection of Coastal Petroleum Company and concurred in action of the Board of Conservation approving the lease to East Bay Enterprises, Inc., subject to inclusion in the lease of an additional provision that nothing therein should preclude the Trustees of the Internal Improvement Fund from selling and conveying, free and clear of any rights granted thereunder, any lands presently within an established bulkhead line or which might be included within bulkhead lines established in the future.

CHARLOTTE, LEE, COLLIER, PALM BEACH AND GLADES COUNTIES - Minutes of the Board of Conservation meeting of October 30, 1962, showed approval of a proposed dead shell lease in favor of Martin-Marietta Corporation. The areas leased and the provisions were not reviewed by the Trustees' staff until after copy of the lease was furnished to the office of the Trustees on November 2, and the lease was presented on this date for action by the Trustees as a Board.

The lease covered (1) all submerged lands "to the mean high water mark of marine and estuarine waters within the statutory boundaries of Charlotte and Lee Counties" with exception of areas covered by shell leases 1344, 1504, 1684; (2) all the submerged area to the mean high water mark in the Cape Romano area outside the boundaries of Everglades National Park South from 26° North latitude, bounded west by 81°50' West longitude and on the East by 81°31' West longitude; and (3) all the submerged area to the mean high water mark of Lake Okeechobee North of Latitude 27° North and of the Caloosahatchee River to the mean high water mark between Lake Okeechobee and San Carlos Bay. The lease purported to include submerged lands to the shores of private upland within established bulkhead lines and allowed the taking of "shell and calcium carbonate and other related materials"(other materials not defined). Trustees'

Director requested directive as to whether sales thereafter processed of areas within bulkhead lines should be deeded subject to the Martin-Marietta lease and whether releases from said firm should be required for any dredging to obtain fill or to improve navigation within the areas leased in the coastal and intracoastal waters.

Upon motion by the Attorney General, seconded by the Treasurer, the Trustees authorized inclusion in the proposed lease of the same additional provision approved for the shell lease granted above to another applicant, being that nothing therein should preclude the Trustees of the Internal Improvement Fund from selling and conveying, free and clear of any rights granted thereunder, any lands presently within an established bulkhead line or which might be included within bulkhead lines established in the future.

The Trustees considered protests filed by Coastal Petroleum Company, represented by Julius F. Parker, and by Julius F. Parker, Jr., stock holder in Caribbean Oils, who objected as to areas 1 and 3. The objectors insisted that Coastal held the mineral rights under State Drilling Leases which had been construed by the courts to include minerals other than oil and gas, that Coastal had expended large amounts in rentals to the state, in exploration and drilling operations, that in the Okeechobee area the material to be recovered would not be the usual oyster shells but calcium carbonate mineral claimed under the court decisions, also that areas covered by Coastal's leases had been sold by the Trustees and allowed to be filled, some of which areas had been explored and offered great potential value to the company.

Attorney General Ervin argued that the minerals claimed by Coastal under the state drilling leases were never contemplated by the Trustees but only those minerals which came up through the bore holes, that the court did not expand the drilling of bore holes to include dredging, open pit or dragline removal and no royalty was established for miscellaneous materials, that in the instant case the Board did not consider the dead shell material to be covered by the drilling leases and he recommended granting the proposed lease to the applicant, Martin-Marietta Corporation, that he felt that the questions on which the court decisions were against the state should be relitigated, including rights claimed by Coastal over upland proprietors' rights to fill out in front of their properties.

Governor Bryant said he recognized that Coastal had done a good job exploring, testing and drilling, probably due to the favorable nature of the lease but the state could not abandon the right to test the validity of its claims.

It was the consensus of the Board that the objections be overruled and issuance of the dead shell lease with the provision approved on this date be authorized in favor of Martin-Marietta Corporation, in concurrence with action by the Board of Conservation.

APPLICATIONS TO PURCHASE LAND

MARTIN COUNTY - The following applications were submitted by Charles B. McAdam on behalf of the abutting upland owners for purchase of submerged land appraised at $353.14 per acre:

1. File 1244-43-253.12. Genevieve Kling applied for two parcels in the Indian River in Section 15, Township 37 South, Range 41 East, containing a total of 0.81 of an acre within the established bulkhead line.
2. File 1246-43-253.12. Harold Salzer and wife applied for a parcel of land in the Indian River in Section 15, Township 37 South, Range 41 East, containing 0.40 of an acre, within the established bulkhead line.
3. File 1247-43-253.12. A. Martz and wife applied for a parcel in the Indian River in Section 15, Township 37 South, Range 41 East, containing 0.66 of an acre, within the established bulkhead line.

4. File 1248-43-253.12. John A. Colbert and wife applied for a parcel in the Indian River in Section 15, Township 37 South, Range 41 East, containing 1.0 acre, within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized the four application areasadvertised for objections only.

ORANGE COUNTY - File No. 1243-48-253.36. Arthur Innanen and wife, abutting upland owners, represented by Rush, Reed and Marshall, made application to purchase a parcel of reclaimed lake bottom land in Lake Hart in Section 28, Township 24 South, Range 31 East, containing 2.22 acres. The parcel extended from the original ordinary high water mark to the 60-foot contour, which was the proposed elevation to which Lake Hart would be raised by the works of Central and Southern Florida Flood Control District.

Upon motion by Mr. Larson, seconded and adopted, the Trustees approved sale forthe appraised price of $200.00 per acre without advertisement, in the usual manner of conveyance of permanently reclaimed lake bottom lands to upland owners.

MISCELLANEOUS

CHARLOTTE COUNTY - The County Attorney of Charlotte County brought to the attention of the Staff an unauthorized pier approximately 8 feet long on sovereignty lands of Lemon Bay. The Attorney General advised that in the event the pier abutted the county easement of an upland county road or street known as Friendship Lane, it would be practicable to authorize the county to proceed to remove the small structure.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized the Board of County Commissioners to remove the unauthorized pier if found to be adjacent to an upland county road or street.

DADE COUNTY - Upon motion duly adopted, the Trustees approved assignment of Contract No. 22903-B(811-13) by Pirates Bay Marina, Inc., to James L. Paxson and wife and Amelia P. Farquhar and husband. Executed copy of assignment and acceptance by assignees were filed and the account was in good standing.

GLADES COUNTY - Lykes Brothers, Inc., holder of Grazing Lease No. 1159 expiring January 21, 1963, covering 50.87 acres in Section 34, Township 40 South, Range 32 East, requested one-year extension. The lease contained provision for cancellation by the Trustees after 90-day notice and rental at $1.00 per acre per year.

Upon motion duly adopted, the Trustees authorized one year extension on the same terms and rental.

DUVAL AND ST. JOHNS COUNTIES - Telegram received December 20, 1962 from the District Engineer, U. S. Army Corps of Engineers, requested authorization by the Trustees for emergency restoration work on the Atlantic Ocean beaches in Duval and St. Johns Counties. Multipurpose temporary easement was requested for use of beaches between high and low water for placement of pipe lines, transmission of dredged materials, deposit and stockpiling and other purposes needful to the performance of restoration or protective work. Right to construct groins or other permanent structures was not requested. The Attorney General found that statutory authority existed and in recognition of the emergency and Presidential Proclamation of disaster and the public benefit to be derived from the beach restoration, the staff authorized the District Engineer to proceed.

Upon motion by Mr. Larson, seconded by Mr. Green and unanimously adopted, the Trustees confirmed the action by the staff and authorized issuance of temporary easement for the purposes described.

LEE COUNTY - The Board of County Commissioners of Lee County requested grant of Charlotte Harbor submerged land between the county-owned upland in Sections 23 and 24 of Township 43 South, Range 20 East and the right of way of the Intracoastal Waterway, with the right to fill and develop as part of the proposed Boca Grande Airfield on Gasparilla Island. The 31 acre parcel required for the airfield runway would extend approximately 2100 feet easterly from the present shore, and the county had negotiated for a major part of the filling to be accomplished with spoil from the waterway. The Coastal Engineering Laboratory recommended that construction of the fill, which would project in the manner of a jetty in the public waters, be covered by a coastal structures permit of the type used for groins. No objections were received to notices mailed to all riparian owners within 1000 feet on December 12 and application by the county to the U. S. Army Corps of Engineers (SAKSP Permit 62-569) was pending. The county tendered the processing fee of $100 for the special permit.

County Commissioner Mack Jones stated that the construction would raise no problem to the general public as the water was very shallow, that it would provide a place to deposit the spoil dredged from the waterway, and that a public airport was needed.

Upon motion by Mr. Larson, seconded by Mr. Green and adopted, the Trustees authorized dedication of the required area for public purposes only and approved waiver of bond for the coastal structures permit.

LEE COUNTY - Central and Southern Florida Flood Control District requested perpetual easement over submerged bottoms of the Caloosahatchee River in Sections 14 and 23, Township 43 South, Range 26 East, being 600 feet wide from bank to bank of the river and comprising 5.76 acres, more or less. The District owned the upland on the south of the subject parcel and submitted a letter of consent from the upland owner on the north end of the easement which was to be used for construction of a dam and allied water control and public use.

Without objection, the Trustees granted perpetual easement to Central and Southern Florida Flood Control District as requested.

PINELLAS COUNTY - Board of County Commissioners requested grant of perpetual easements to the United States for (1) right of way 220 feet wide for channel and turning basin, said right of way beginning at the westerly face of an existing pier in projection of Bay Street in Ozona and running westerly 6980.25 feet to the Intracoastal Waterway, less areas previously conveyed by the Trustees, and (2) two offshore spoil areas each 500 by 1000 feet for use in construction and maintenance of said channel and turning basin. The project was authorized by U. S. Public Law 81-516 approved May 17, 1950.

Prior to the county request, copies of protests filed with U. S. Army Corps of Engineers by Home Port Marina, Maxwell T. Reed, Walter K. Prior and Minnow Creek Marine Ways, were filed with the Trustees and at the suggestion of the Staff, Pinellas County Water and Navigation Control Authority published notice and conducted a public hearing at which there were no objections. Inasmuch as the public waters were inalienably impressed with the servitude of commerce and navigation, which were matters under the jurisdiction of the Corps of Engineers, there appeared no basis for denial of the county's request and Staff recommendation was that the objections filed with the Trustees be overruled and authorization granted for issuance of the easement in form approved by the Attorney General.

Upon motion by Mr. Larson, duly adopted, the Trustees approved the recommendations of the Staff.

PINELLAS COUNTY - Without objection,the Trustees authorized issuance of State Permit to High and Dry Marina, Inc., for installation of six small boat piers in Clearwater Harbor at applicant's upland in Block D, Unit 5, Island Estates, the adjacent waterfront owners' consent, county permit and processing fee having been filed.

POLK COUNTY - Without objection, the Trustees authorized issuance of permits to the following two applicants to remove material from riparian lake bottom areas to improve their uplands, subject to permit provisions and recommendations of the State Game and Fresh Water Fish Commission:

1. Kenneth Frazier - 750 cubic yards from Lake Eloise for $37.50 charge.
2. J. C. Tindel - 900 cubic yards from Lake Pierce for $45.00 charge.

TRUSTEES' OFFICE - Appraisals. On November 6 the Trustees considered the employment of a staff appraiser and action was deferred for interview of applicants and recommendations to be made. Attorney General Ervin advised that recommendation was made by Engineer William R. Kidd for the employment of William R. Weigel, Jr., and the following were suggested duties which it would be desirable for a staff appraiser to perform: prepare instruction for appraisal of Trustees' lands, review all appraisals of Trustees' lands to insure that they are fair and equitable, appraise in the field as time permits, maintain a list of qualified appraisers, keep records on Trustees' lands and values and keep staff advised of current values, have complete charge of the appraisal portion of the Trustees' operation, and assist and advise Trustees and the staff of all land matters pertaining to management and sale.

The Director mentioned other applications for the position had been received and that all applicants had not been interviewed by Mr. Kidd; also that the budget made no provision for the addition to the staff and that office facilities might have to be arranged.

Upon motion made by Mr. Ervin, seconded by Mr. Larson, and adopted, with Governor Bryant not voting, the Trustees approved the employment as Trustees' appraiser of William R. Weigel, Jr., at an annual salary of $9,000.00.

PALM BEACH COUNTY - Upon motion duly adopted, the Trustees authorized refund of $10.00 to Wood, Cobb, Robinson, Falcon and Letts, attorneys, which amount was overpayment for release of reservations held by Trustees and released by Quitclaim Deed No. 16763"A".

DADE COUNTY - Upon motion duly adopted, the Trustees authorized refund of $10.00 to Scott, McCarthy, Preston and Steel, attorneys, which amount was submitted with application for release of certain canal reservations held by the Trustees, release having been denied at the request of Central and Southern Florida Flood Control District pending further review and probable modification of the Tamiami Canal.

CAPITOL CENTER - Brief report was made concerning agreements reached December 26, 1962 in conferences with representatives of Leon County, City of Tallahassee, Board of Commissioners of State Institutions and the Trustees. Under the agreed plan the county will convey to the Trustees the block upon which the

County Jail is located, bounded by Gaines, Meridian, Bloxham and Gadsden Streets, also Lot 30 Original Plan of Tallahassee (northeast quarter of Block bounded by Gaines, Gadsden, Bloxham and Calhoun Streets) upon which the County Health Unit is located. Payment of $700,000 was agreed, of which the Trustees will pay $350,000 upon execution of formal agreement and the balance of $350,000 is to be paid by the State on or before July 1, 1963, said sum of $700,000 to be used for replacement of the county facilities. The State of Florida shall have full right of control of salvage as to all existing improvements located on the property to be acquired but the county will be granted certain salvage rights as to certain items of security equipment installed in the jail building, which are determined to be unsuitable for use by the state in its use of this building, the exact nature and scope of such salvage to be agreed upon by duly authorized representatives of the county and the state. The agreed plan also provided for the city to transfer to the Trustees the Ben Bridges Park, Centennial Field and a parcel east of Gadsden Street and south of Gaines Street on which are located old power plant and other city facilities. Under the agreed plan the state is to acquire the area bounded south and east by Seaboard Air Line Railroad, north by Lafayette Street and east, generally, by Meridian Street, known as "Smoky Hollow."

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
January 8, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

LAND SALES

DADE COUNTY - File No. 1225-13-253.12. On November 6, 1962, the Trustees considered application by Dr. Louis Coverman, abutting upland owner, to purchase a parcel of submerged land appraised at $380.00 per acre in the Atlantic Ocean in Section 18, Township 57 South, Range 42 East, Elliott Key, City of Islandia, containing 3.31 acres within the established bulkhead line. The land was advertised for objections only in the Homestead News, proof of publication was filed with the Trustees, and no protest was received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the land to the applicant at the appraised price.

DADE COUNTY - File No. 1230-13-253.12. On November 13, 1962, the Trustees considered application by Mrs. Dorothy Jane Nordt, abutting upland owner, to purchase a parcel of submerged land appraised at $300.00 per acre in Biscayne Bay in Section 10, Township 58 South, Range 41 East, Elliott Key, City of Islandia, containing 2.84 acres within the established bulkhead line. The land was advertised for objections only in the Homestead News, proof of publication was filed with the Trustees, and no protest was received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the land to the applicant at the appraised price.

DADE COUNTY - File No. 1232-13-253.12. On November 6, 1962, the Trustees considered application by Harry Markowitz as Trustee, abutting upland owner, to purchase a parcel of submerged land appraised at $245.00 per acre in Crane Creek in Section 21, Township 58 South, Range 41 East, Totten Key, City of Islandia, containing 4.65 acres within the established bulkhead line. The land was advertised for objections only in the Homestead News, proof of publication was filed with the Trustees, and no protest was received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicant at the appraised price.

MANATEE COUNTY - File No. 1219-41-253.12. On November 20, 1962, the Trustees considered application by Coral Shores Development Corporation, abutting owner, to purchase a parcel of submerged land appraised at $586.00 per acre in Sarasota Bay in Section 12, Township 35 South, Range 16 East, containing 24.3 acres within the established bulkhead line. The land was advertised for objections only in the Bradenton Herald, proof of publication filed with the Trustees, and no protest to the sale was received.

Upon motion duly adopted, the Trustees confirmed sale of the parcel to the applicant at the appraised price.

PALM BEACH COUNTY - File No. 1190-50-253.12. On November 6, 1962, the Trustees considered application by Palm Beach Isles Sales Corp., abutting upland owner, with offer of the appraised value of $2398.75 for two parcels of submerged land in Lake Worth in Section 22, Township 42 South, Range 43 East, totalling 0.67 acre within the established bulkhead line of the City of Riviera Beach. The land was advertised for objections only in the Palm Beach Post, proof of publication filed with the Trustees, and no protest to the sale was received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale to the applicant at the appraised price.

APPLICATIONS FOR LAND

CHARLOTTE COUNTY - File No. 1241-08-253.12. Reba Dunwody, abutting upland owner, represented by Walter S. Hardin, offered the appraised price of $300.00 per acre for a parcel of submerged land in Lemon Bay in Sections 21 and 28, Township 41 South, Range 20 East, 18.85 acres within the established bulkhead line.

Upon motion by Mr. Larson, duly adopted, the Trustees gave the staff authority to advertise the land for objections only, subject, however, to review and rechecking the land value by William R. Weigel, staff appraiser.

DADE COUNTY - File No. 1066-13-253.12. E. F. P. Brigham, abutting upland owner, offered the appraised price of $300.00 per acre for 4.14 acres of submerged land in Biscayne Bay in Section 18, Township 57 South, Range 42 East, Elliott Key, within the established bulkhead line of the City of Islandia.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized advertisement for objections subject, however, to review and rechecking the land value by the staff appraiser.

DADE COUNTY - File No. 1240-13-253.12. Miami Corporation, abutting upland owner represented by Hudson, McNutt, Campbell and Isom, applied to purchase a parcel of Biscayne Bay submerged land appraised at $1330.00 per acre located in Section 33, Township 54 South, Range 41 East, within the established bulkhead line of the City of Coral Gables. Approximately 1.96 acres of the area in the application was filled prior to 1957 as narrow, irregularly shaped breakwaters which would normally be subject to disclaimer under provisions of Section 253.129 Florida Statutes. However, to avoid expensive survey for legal description it was proposed that the overall description be advertised for objections and in the event sale was confirmed, that the deed be issued for the entire 17.19 acres with recital that it included 1.96 acres, more or less, filled prior to the year 1957 and that the consideration be adjusted at the unit price charged for the submerged area. That proposal was found feasible by the Attorney General's office. The staff recommended total consideration of $22,862.70 for 17.19 acres, less $2600.00 for 1.96 acres, or net consideration of $20,262.70.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized advertisement for objections subject, however, to review and rechecking of the land value by the staff appraiser.

DADE COUNTY - File No. 1254-13-253.12. H. W. Shutterly, abutting upland owner, applied to purchase a parcel of submerged land appraised at $380.00 per acre, located in the Atlantic Ocean in Section 18, Township 57 South, Range 42 East, Elliott Key, 1.34 acres within the established bulkhead line.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized advertisement for objections subject, however, to review and rechecking the land value by the staff appraiser.

DUVAL COUNTY - File No. 1226-16-253.12. Bostwick and Bostwick, representing Mrs. N. L. C. Bostwick, the abutting upland owner, offered the appraised price of $100.00 per acre for 17.1 acres of submerged land in the St. Johns River abutting uplands in Sections 53 and 54, Township 1 South, Range 27 East, within the established bulkhead line. The Director advised the Board that $250.00 per acre was required for other sales processed in the general area.

Mr. Bostwick exhibited a map and said the applicant had no plans for improvement of the area, which would probably be developed into residential lots on canals.

Upon motion by Mr. Larson, duly adopted,the Trustees authorized advertisement for objections subject, however, to review and rechecking the land value by the staff appraiser.

MONROE COUNTY - File No. 1261-44-253.12. Dr. Stanford S. Setnor, abutting upland owner, offered the established price of $300.00 per acre for a parcel of submerged land in the Bay of Florida, in Section 7, Township 63 South, Range 38 East, 0.26 of an acre at Plantation Key.

Upon motion by Mr. Larson, duly adopted,the Trustees authorized advertisement for objections subject, however, to review and rechecking the land value by the staff appraiser.

ORANGE COUNTY - File No. 437-48-253.36. Julius Harrison, abutting owner, represented by Sanders, McEwan, Schwarz and Mims, offered the established price of $500.00 per acre for a parcel of reclaimed Lake Conway bottom land in Section 18, Township 23 South, Range 30 East, containing a total of 0.8218 acre adjacent to reclaimed lake bottom conveyed to applicant in 1951. The 86.4 contour (MSL) was not established for reclaimed lake bottom sales in Lake Conway until 1954 and the current application was for the remainder of the parcel bounded by the said contour. The nearest private ownerships consisted of Lots 1 through 12, Block "F", Waterfront Estates 4th Addition, north of a canal cut north of the Harrison ownership, and the only foreseeable effect of the proposed purchase on those owners would result from development which would be interposed between their properties and an expanse of open water. Under established policy, sales of reclaimed Lake Conway bottom lands to riparian owners are not advertised for objections. Staff recommended that notices with plats of the area be directed to each of the private owners to allow opportunity for objections to the proposed sale.

Upon motion duly adopted, the Trustees took the application under consideration and directed that notices be sent as recommended.

VOLUSIA COUNTY - On January 30, 1962, the Trustees referred to the staff for additional information and recommendation the sixteen applications from riparian upland owners, represented by David L. Black, to purchase submerged land in the Halifax River in Sections 11, 12 and 14, Township 16 South, Range 33 East, within the established bulkhead line. Pursuant to examination on the ground, the appraised prices were adjusted to $200.00 per acre for all parcels and the application areas were modified within an overall plan which reserved from sale the boat basin and approach canal.. An additional applicant, John A. Wichmann, was added to the group and the following applications were presented for approval to advertise for objections only:

1.	969-64-253.12	Martha E. Gore	1.33 acres
2.	970-64-253.12	Edwin J. Williams	3.0 acres
3.	971-64-253.12	W. O. Pierce	1.65 acres
4.	972-64-253.12	John A. Wichmann	1.62 acres
5.	973-64-253.12	Otto R. Petersen	8.62 acres
6.	974-64-253.12	Albert W. Lewis	1.65 acres
7.	975-64-253.12	Gladys P. McNaughton	3.23 acres
8.	976-64-253.12	Houston C. Rains	2.27 acres
9.	977-64-253.12	R. W. Sacker	1.87 acres
10.	978-64-253.12	Robert G. Steves	1.44 acres
11.	979-64-253.12	Joseph E. Albert	12.5 acres
12.	980-64-253.12	Christian A. Rapp	6.18 acres
13.	981-64-253.12	Theodore S. Valpey	13.4 acres
14.	982-64-253.12	Robert L. Polliard	15.0 acres
15.	986-64-253.12	Walter H. Mieth	1.83 acres
16.	987-64-253.12	Emma G. Johnson	5.38 acres
17.	988-64-253.12	Norman R. Christianson	3.84 acres

Upon motion adopted without objection, the Trustees authorized the parcels advertised for objections only based on the adjusted appraised price.

COLLIER COUNTY - File No. 1257-11-253.12. Bulkhead Line and Application to Purchase.

Presented for consideration was a revised bulkhead line fixed by City of Naples Resolution No. 965 adopted November 7, 1962, superseding and located 50 feet further east and 100 feet further south in Naples Bay than the original line fixed by City Resolution No. 753 approved by Trustees September 15, 1959. The submerged land within the original line was sold to the Naples Yacht Club and the area was filled.

Proponents of the new bulkhead line emphasized need for extension of the Yacht Club facilities by purchase of additional upland from B. W. Morris, Jr., and acquisition of additional submerged land for filling and development. The new bulkhead line was fixed with a condition that dockage or mooring by upland owners on southerly portion of the line should be limited to parallel single alongside dockage or mooring.

The revised bulkhead line was not recommended by the Staff, which considered the objections valid, especially that of the owner of residential property fronting the contemplated extension less than 150 feet distant from it. Staff felt that the previously established bulkhead line at the Yacht Club constituted the maximum encroachment on the bay which would be allowed, that the special provision for single parallel mooring indicated that the contemplated fill would not leave desirable clearance for boat traffic.

Naples City Attorney David C. Spingler spoke on behalf of the revised bulkhead line and application and discussed the need of the club to enlarge its facilities which were a community asset. Application to purchase was made by B. W. Morris, Jr., and Naples Yacht Club, Inc, with offer of $650 per acre (no recent appraisal) for 0.975 acre of submerged land in Naples Bay between their uplands at Aqualane Shores and the revised line.

Richard D. DeBoest, representing protesting owners, said that the proposal for the benefit of members of a private club would restrict the view and devalue objectors' waterfront residential property, create a boat traffic hazard, and dredging would endanger seawalls. He stated that objections to the original line and sale were withdrawn when assurance was given that no further extension would be made.

Attorney General Ervin questioned the interested parties, and the applicant's representative agreed to withdraw from the application the 50 foot parcel on the east end.

Upon motion by Mr. Larson, duly adopted, the Trustees directed that the matter be withheld pending modification of the area to exclude the 50 foot parcel on the east, investigation and appraisal by the Trustees' Staff.

BREVARD COUNTY - The City of Indialantic by Resolution No. 4-62 adopted September 25, 1962, requested grant of 0.58 acre of sovereignty land in Section 36, Township 27 South, Range 37 East, for public municipal purposes in connection with use of the city's upland for construction of a new Town Hall and Administration Building which would be financed by a mortgage. Advisory memorandum of the Attorney General cited necessity of fee simple title in event the parcel was to be pledged as mortgage security, the requirement of compliance with Section 6 Article IX of Florida Constitution, and recommended that in lieu of the usual reverter clause, the deed contain provision that no sale of the property should be made without approval by the Trustees of the sale and the application to be made of sale proceeds. The city accepted those conditions.

Upon motion duly adopted, the Trustees approved conveyance with the deed provision recommended by the Attorney General, waived advertisement for objections, and authorized the city to proceed with dredging to obtain fill for the site from an area approved by the U. S. Engineers which would not infringe on any rights of the State Road Department or private riparian owners.

MISCELLANEOUS

DADE COUNTY - Without objection, the Trustees formally approved the fill permit issued to Dr. Sanel Beer by the City of Miami on November 7, 1962, to fill an 0.38 acre parcel of submerged land in Dade County conveyed by Trustees under File No. 1106-13-253.12.

HARDEE COUNTY - Without objection, the Trustees approved dedication to the State Road Department of a parcel of submerged river bottom land in Peace River in Section 11, Township 34 South, Range 25 East, for road and bridge construction purposes, and also a temporary easement for dredging in a borrow area at the same location. The consent of upland riparian owners was secured by the Road Department.

MANATEE COUNTY - Application was made by D. G. Haley on behalf of Laura E. Reinacher for Trustees to survey and determine the boundaries and character of a salt mangrove area in front of applicant's upland bordering Tampa Bay, applicant being the owner of Government Lot 8 of Section 34, Township 33 South, Range 17 East, such survey to be made at applicant's expense by a surveyor designated by Trustees, and without prejudice or effect on valid existing proprietary rights of applicant or others. Applicant held title under U. S. Patent issued to her predecessor November 4, 1889 in accordance with the official U. S. Survey approved November 8, 1858. The U. S. Survey township maps of Townships 33 and 34, Range 17, showed a number of unsurveyed salt marsh and mangrove flats, one adjacent to the meandered shore line of applicant's upland, to which riparian rights would normally attach by reason of her upland, but the unsurveyed area being adjacent to applicant's upland raised question as to whether her ownership fronted the public waters of the Bay.

Pursuant to a swamp and overflow land selection by an agent of the Trustees, the United States patented to the state "the unsurveyed parts" of Townships 33 and 34, Range 17, estimated to contain 600 acres and 400 acres, respectively (Tampa Series Patent No. 33

dated Nov. 26, 1884, five years after patent of the surveyed upland to applicant's predecessor). The unsurveyed parts of the two townships "containing 1000 acres" were conveyed by Trustees Jan. 17, 1890 to Cecil H. Alleyne, et al, for $1.00 per acre (Deed No. 14099).

Brief accompanying application cited authority of the state, under court decisions, to determine whether such unsurveyed areas were sovereignty tidelands or public lands and to determine the extent of title and rights of riparian owners, exempt from adverse judicial scrutiny. Since the unsurveyed areas were patented by the United States to and sold by the State of Florida, the United States was not obligated to survey and fix the limits of sovereignty lands in relation to any swamp and overflowed areas included in the 1884 patent nor to define the boundaries of the unsurveyed areas so patented, and official determination by a thorough field examination or survey made by or under direction of the state at applicant's expense, with reference to character of the area in front of and adjacent to applicant's upland and without prejudice to any owner's rights, appeared to be justified.

Staff recommended field examination under direction of Trustees by contract with a Florida registered land surveyor in the area upon applicant depositing the sum necessary to pay the costs of the survey to be made without prejudice to any owner's rights, to show the nature of the mangrove flat in front of applicant's upland, whether sovereignty or swamp and overflow land, or both, and to define by survey the boundaries of land in such area, if any, which properly was subject to classification as swamp and overflowed land, and that in event lands properly swamp and overflowed were surveyed and mapped and filed with the notes of the field survey, the same should be checked by the Trustees' Cadastral Surveyor and if in order in all respects should be approved by him subject to acceptance by Trustees as an official state survey. Freeman H. Horton was suggested for consideration as the surveyor to make the field examination and/or survey under direction of the Trustees' engineering staff.

Upon motion by Mr. Larson, duly adopted, the recommendations of the staff were approved as the action of the Board.

MARTIN COUNTY - Without objection, the Trustees approved dedication to the State Road Department of two parcels of submerged land in the St. Lucie River in Section 5, Township 38 South, Range 41 East, for road construction purposes, the consent of abutting riparian owners having been secured by the Department.

MARTIN COUNTY - Engineer William R. Kidd reported on inspection of serious erosion damage at the Town of Jupiter Island which called for immediate protective measures. He conferred with city officials and said that agreement had been reached to submit a plan for the entire island approved by the Coastal Engineering Laboratory. In the meantime, he recommended that the Board authorize issuance of emergency permits as applied for by owners planning beach nourishment and certain other protective measures.

Upon motion by Mr. Larson, duly adopted, the Trustees gave the Director authority to issue permits for emergency control measures deemed immediately necessary to protect properties from further erosion.

SARASOTA COUNTY - Without objection, the Trustees formally approved fill permit issued December 26, 1962, by the Town of Longboat Key to Arvida Realty Company to fill a parcel of submerged land in Sections 16 and 21, Township 36 South, Range 17 East, formerly conveyed by the Trustees.

TRUSTEES' FUNDS - Upon motion by Mr. Green, duly adopted, the Trustees authorized payment of an additional amount of $291.66 for steel shelving in the emergency seat of government at the

Governor's Mansion, as approved by the Construction Division.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 824 listing 1 regular bid for sale of land under the Murphy Act, and authorized execution of deed pertaining thereto.

CITRUS COUNTY - Without objection, the Trustees authorized refund in the amount of $40.00 to West Coast Title Company for the reason that State Road Department did not recommend release of state road right of way reservation contained in Citrus County Deed Nos. 203 and 387.

DADE COUNTY - Without objection, the Trustees authorized refund of $10.00 to Ward and Ward for the reason that application for release of state road right of way was withdrawn by J. P. Straessley.

VOLUSIA COUNTY - Without objection, the Trustees authorized refund of $10.00 to Bernard Jaffee for the reason that the State Road Department did not approve release of state road right of way reservation contained in Volusia County Deed No.1193.

Upon motion duly adopted, the Trustees adjourned.

Farris Bryant

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
January 14, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

BREVARD COUNTY - By Resolution adopted December 20, 1962, the Board of County Commissioners of Brevard County requested that Hall Island in Section 27, Township 24 South, Range 37 East and adjacent submerged land bordering and within 230 feet of the traverse of the island perimeter be dedicated in perpetuity as a bird or wildlife sanctuary under the supervision and control of the County Board. Inclusion of the submerged land bordering the traverse was understood to have been requested to assure preservation of the island against damage by dredging in the zone. The legal description and traverse by the office of the County Engineer encompassed approximately 10 acres. The sovereignty marsh island mass was approximately 700 feet westerly from the nearest upland and approximately 700 feet from the bulkhead line in the Banana River fixed by the county on November 21, 1962, which was presented to the Trustees for approval on this date (see below). Mr Kidd inspected the area and verified that the island was a valuable nature preserve. His recommendation that no permits for dredging within 400 feet of Hall Island be honored by the Trustees was discussed and approved by the Board.

Upon motion duly adopted, the Trustees granted the request of Brevard County and authorized dedication of Hall Island and the marginal submerged land within 230 feet of the perimeter traverse, without prejudice to public rights in the open water, in perpetuity as a wildlife sanctuary under supervision and control of the County Commission, with provision for reversion in event of non-use or use for other purposes.

BREVARD COUNTY - Bulkhead Line. Deferred on December 18 and presented for further consideration on this date was the amended bulkhead line fixed by Brevard County Commission on November 21, 1962, located in the Banana River beginning at the northerly end of the bulkhead line previously established for the Venetian Way development north of the Causeway to State Road 520 (sold in 1955 and under development prior to passage of the Bulkhead Act). The line proceeded northerly approximately 400 feet as projection of the established bulkhead line and said segment was the westerly boundary of the parcel applied for by the Board of Public Instruction on this date; then the line was angled North 41°56'45" East to the shore approximately 700 feet southeast of Hall Island. Mr. Kidd inspected the area and verified that the sawtooth pattern of the existing bulkhead line was undesirable, that the new bulkhead line met the existing line and then proceeded to the shore and in his judgment the line could not be extended from the present line to the shore in a more practicable manner.

Upon motion duly adopted, the Trustees formally approved the amended bulkhead line fixed by Brevard County on November 21, 1962.

BREVARD COUNTY - File No. 1177-05-253.12. The application of the Board of Public Instruction of Brevard County, riparian upland owner, was presented for further consideration. The 12 acres of Banana River submerged land riparian to applicant's upland Block 36, Cocoa Ocean Beach, in Section 27, Township 24 South, Range 37 East, landward of the bulkhead line fixed by the county on November 21, 1962, was approved by the Trustees July 10, 1962, for conveyance for public school purposes only subject to advertisement for objections only. Notice was duly published and action deferred on August 28 for study of possible allocation of submerged land to other riparian owners. The county fixed the bulkhead line for transition from the offshore limit previously fixed south of the School Board area to the shore east of Hall Island. Pursuant to direction on December 18 by the Trustees, investigation on the ground was made by Engineer Kidd who recommended approval of the bulkhead line, dedication of Hall Island and restriction of dredging. The School Board advised that the urgently needed site was three miles north of the present school site and ideally located, and that upland of adequate size was not available in the immediate area.

Upon motion duly adopted, the Trustees approved conveyance of the advertised land to the Board of Public Instruction of Brevard County for public school purposes only with provision for reversion in the event of five consecutive years of non-use with the usual reservation of 50% of petroleum and 75% of minerals, the School Board to reimburse the Trustees their costs of advertisement and mailing of notices.

POLK COUNTY - Without objection, the Trustees authorized issuance of permit to Lawton Development Company for removal of 5000 cubic yards of material from Lake Conine to improve upland property in accordance with recommendation of Florida Game and Fresh Water Fish Commission, upon payment of $250.00 for the yardage.

SUBJECTS UNDER CHAPTER 18296

COLUMBIA COUNTY - Without objection, the Trustees granted to the State Road Department easement for state road right of way covering 0.13 acres, more or less, in the NW¼ of NW¼ of Section 12, Township 4 South, Range 17 East, northeasterly of existing right of way of State Road No. 100 in Columbia County, said parcel embraced in tax sale certificate No. 83 of July 6, 1908.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
January 22, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meetings on January 3, 8 and 14, 1963, which were approved by the Attorney General and copies presented to each member.

MONROE COUNTY - Competitive Sale. On November 20, 1962, the Trustees considered application for purchase of three sovereign mangrove areas or islands commonly known as the Cormorant Keys, together with adjacent submerged bottoms in Manatee Bay in Sections 3 and 10 of Township 60 South, Range 39 East, comprising a total of 52.6 acres, more or less, in Monroe County. The notice for objections and competitive bids published in the Key West Citizen, with proof of publication filed with the Trustees, showed starting bid of $150.00 per acre, that in addition to high bid the purchaser was required to reimburse the applicant's survey expense, and that the conveyance would contain restriction as to dredging in accordance with Board of Conservation recommendation.

Izaak Walton League, Florida Keys Chapter, protested that an active bald eagle's nest on the middle key (verified by information from the National Audubon Society) and bird rookeries should be protected. The area was about one mile from Overseas Highway and Everglades National Park.

Garland Budd for a client, Chester F. Tingler, offered $250.00 per acre for purchase of the two upper keys as an upland owner but stated that his client felt that the area should not be sold at all but held by the state for wildlife and public recreational purposes.

Governor Bryant and Treasurer Larson expressed their opinions that the islands and submerged lands should not be sold. Comment was made that the advertisement was for the purpose of securing expressions and information. To comply with the sale notice, the land was called out and high bid of $155.00 per acre was received from W. P. Carrin.

Sale was not confirmed and no action taken.

PALM BEACH COUNTY - Before presenting Palm Beach County land applications, the Director called attention to Resolution No.1 adopted January 8, 1963 by Palm Beach County Chapter of Izaak Walton League of America, Inc., which recited that continued sale of submerged lands and permits to fill Lake Worth damaged natural marine resources and feeding grounds for water fowls, narrowed accessibility to the waters for fishing and recreation, and resolved (1) that no further conveyances of submerged lands be made in Lake Worth, (2) that no permits be issued for dredging or filling along the shoreline, and (3) that the Palm Beach Chapter of the League was unalterably opposed to the proposed Outer Flagler Drive presently outlined by the City of West Palm Beach which required acquisition of submerged lands in Lake Worth.

The Trustees expressed appreciation of the aims of the League but suggested that since sales and filling were limited by the bulkhead lines fixed by the local governing body, the Chapter could initiate action at the local level for amending the bulkhead lines. The Trustees deferred action for sixty days on two applications (File Nos. 1088-50-253.12. and 1260-50-253.12) for purchase of submerged lands at Boynton Beach to allow the Chapter to seek revision of the existing bulkhead line.

PALM BEACH COUNTY - File No. 1088-50-253.12. On December 4, 1962, the Trustees considered application by Brown-Miller, Inc., abutting upland owner, to purchase a parcel of submerged land in Lake Worth in Section 22, Township 45 South, Range 43 East, 1.138 acres in the City of Boynton Beach within the established bulkhead line. Applicant offered $1400.00 per acre, which was more than the appraised value. The land was advertised for objections only in the Palm Beach Post, proof of publication filed with the Trustees, and no protest was filed. Central and Southern Florida Flood Control District waived objection.

In consideration of the resolution from Palm Beach County Chapter of Izaak Walton League opposing any further conveyances or filling of submerged lands in Lake Worth, the Trustees deferred action on the application by Brown-Miller, Inc., for sixty days.

PINELLAS COUNTY - File No. 12[illegible] John M. Money and H. C. Gardner, as Trustees, riparian upland owners represented by J. D. Hobbs, Jr., made application for 2.11 acres of submerged land in Section 6, Township 32 South, Range 17 East, in Little Bayou, Tampa Bay, within the established bulkhead line, at the southerly tip of the Lewis Island development at St. Petersburg. Applicants claimed need for the parcel was urgent for completion of their development and offered $1000.00 per acre. Pinellas County Water and Navigation Control Authority advertised, held public hearings, and on September 13, 1962 recommended the sale and granted dredge and fill permit subject to approval by the Trustees of Internal Improvement Fund.

The latest sale made in the immediate vicinity, in 1960, involved three small parcels aggregating 0.46 acre for the total sum of $200.00. Mr. Hobbs stated that the development plan would require filling of approximately one-half of the application area and agreed to a dedication for public use of the portion which would be left as waterways.

Upon motion duly adopted, the Trustees approved the sale subject to confirmation by the Staff Appraiser that the price offered was commensurate with the area and use; also subject to dedication for public waterways of the unfilled portions. On that basis dredge and fill permit No. DF195 issued by Pinellas County was formally approved.

APPLICATIONS TO PURCHASE LAND

BREVARD COUNTY - File No. 1213-05-253.12. On December 4 the Trustees considered offer of $524.00 from G & H Builders, Inc., riparian upland owner, for 7.06 acres of submerged land in Newfound Harbor in Section 30, Township 24 South, Range 37 East, within the established bulkhead line. Action was deferred for investigation of the land value. The Staff Appraiser reviewed the developmental costs in connection with the factors affecting the utility and value of the area, found the fair market value to be $692.63 per acre, and applicant increased his offer to that amount.

Upon motion by Mr. Ervin, duly adopted, the Trustees authorized the land advertised for objections only.

DADE COUNTY - On January 8 the following applications from riparian upland owners were considered and authorization given to advertise, but approval of the prices offered was deferred pending review and report by the Staff Appraiser.

(1) File No. 1066-13-253.12. E. F. P. Brigham offered $300.00 per acre for 4.14 acres of submerged land in Biscayne Bay at Elliott Key within the established bulkhead line of the City of Islandia. Staff Appraiser reviewed the appraisal and found value of $285.00 per acre.

(2) File No. 1254-13-253.12. H. W. Shutterly offered $380.00 per acre for 1.34 acres of submerged land in the Atlantic Ocean at Elliott Key within the established bulkhead line of the City of Islandia. Staff Appraiser found value of $342.00 per acre.

(3) File No. 1240-13-253.12. Miami Corporation applied to purchase 17.19 acres in Biscayne Bay located in Section 33, Township 54 South, Range 41 East, within the established bulkhead line of the City of Coral Gables, appraised at $1330.00 per acre. Approximately 1.96 acres filled prior to 1957 would normally be subject to disclaimer under provisions of Section 253.129 Florida Statutes, and on January 8 recommendation was made to allow $2600.00 for 1.96 acres from the total price of $22,862.70 for 17.19 acres, requiring a net consideration of $20,262.70. The Staff Appraiser confirmed the value of $1330.00 per acre previously fixed in appraisal made for the Trustees.

Upon motion duly adopted, the Trustees approved advertisements for objections only based on the prices offered by the three applicants.

PALM BEACH COUNTY - File No. 1260-50-253.12. J. B. Dunn and Helen D. Dunn, riparian upland owners, represented by Griffith and Moore, applied for 2.27 acres of submerged land in Lake Worth in front of applicant's South 312.1 feet of North 785.16 feet of Government Lot 2, east of State Road 5 in Section 22, Township 45 South, Range 43 East, in Boynton Beach within the established bulkhead line. Applicant's $1400.00 per acre offer was uniform with price fixed by appraisal for submerged lands in the immediate vicinity and more than the 1962 appraised value of the subject parcel. Filling of the area would constitute a unit of orderly transition between an adjacent existing fill and other areas previously filled. It was in the zone in Lake Worth where the Trustees on this date deferred action on a sale for sixty days pursuant to the resolution of the Palm Beach County Chapter of the Izaak Walton League.

The availability of the parcel for a location for spoil disposal in connection with works of Central and Southern Florida Flood Control District being contracted or under the direction of the U. S. Engineers was reported to be of critical importance, and it was proposed that filling be allowed to proceed during the period of advertising for objections. Barry Baldwin of the Engineering Division of the District mentioned the difficulties and the increased expense indicated if the parcel could not be used. Trustees' Engineer Kidd recommended against spoil areas out in the lake and the use of upland as a possible alternate location was discussed.

The consensus of the Trustees was to defer the application for sixty days and to decline to grant permit for spoil deposit on the application area for the time being, indicating, however, the desire to help the project if possible.

BULKHEAD LINES

INDIAN RIVER COUNTY - Referred to the Trustees for formal approval was amendment to the bulkhead line as established by the Board of County Commissioners of Indian River County by Resolution adopted September 6, 1962, lying and being along the easterly shore of the

Indian River in Sections 20, 28, 29 and 33 of Township 30 South, Range 39 East. The Trustees examined map showing the bulkhead line and noted that its location along State Highway No. A1A left slender areas between the right of way and the water.

Upon motion duly adopted, the Trustees deferred action for presentation of additional information.

MARTIN COUNTY - Referred to the Trustees for formal approval was amendment of bulkhead line as established by the Board of County Commissioners of Martin County by Resolution adopted January 8, 1963. The line was located in the Great Pocket in Sections 19 and 20, Township 38 South, Range 42 East, easterly of and offshore from uplands in the Hanson Grant, Martin County.

Upon motion duly adopted, the Trustees formally approved the amended bulkhead line established by the County on January 8, 1963.

MANATEE COUNTY - Referred to the Trustees for formal approval were bulkhead lines fixed by Resolution of the Board of County Commissioners of Manatee County adopted on April 24, 1962, located on the north side of the Manatee River west of Palmetto, Terra Ceia Bay, McGill's Bay and Tampa Bay, between the Manatee River and Sunshine Skyway (U. S. Highway No. 19).

Upon motion by Comptroller Green, duly adopted, the Trustees formally approved the bllkhead line as established by Manatee County on April 24, 1962.

MISCELLANEOUS

DADE COUNTY - Upon motion adopted without objection, the Trustees approved assignment of Lease No. 1177 from Southeastern Towing and Transportation Co., Inc., to Medwin Benjamin, and from Medwin Benjamin to Miami River Realty Co. Inc.. Fully executed assignments and acceptances were reviewed by the Attorney General and filed in the Land Office, and cash security bond of $1185.00 was deposited with the Trustees.

DADE COUNTY - Resolution No. 8257 adopted January 15, 1963 by the Board of County Commissioners of Dade County recited need for a Sunland Training Center in Dade County and requested favorable consideration by the Trustees of an offer by J. D. McArthur to exchange approximately 250 acres in Dade County for state-owned lands of equal value located outside of Dade County. No description or market value of the 250 acres was given.

Upon motion by Mr. Larson, duly adopted, the Trustees took the matter under advisement and requested Engineer Kidd and Terry Lee to contact the county authorities for further information.

DADE COUNTY - On September 17, 1962, Bay Park Towers Inc. applied for after-the-fact state permit covering a pier extending 24.9 feet into Biscayne Bay at applicant's upland in Tract"A" Bay Park Towers Subdivision in Section 30, Township 53 South, Range 42 East, in an area zoned R-5 by the City of Miami. The U. S. Army Corps of Engineers approved the existing structure subject to concurrence by Trustees, and no objectionable feature was apparent. Notices to adjacent waterfront owners brought no responses.

Upon motion by Mr. Larson, duly adopted, the Trustees approved permit for the existing structure for $100.00 processing fee.

DUVAL COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of state permit for $100.00 processing fee to the City of Jacksonville for installation of two floating piers in the St. Johns River at the City Southside Park.

DUVAL COUNTY - On May 9, 1961, application of F. A. Morgan for state permit was approved for a commercial pier in Ortega River at applicant's Lot 5, Block 200, Lakeside Park, and Permit No. 1534 (CD-186) issued for structure extending 45 feet into the river in an industrial area. Mr. Morgan requested permit for extension of 290 feet and filed written consent of one of adjacent waterfront owners. C. J. Herndon protested the long extension next to his residential property. The Director felt that the extension proposed was excessive and suggested that the applicant work out plans more acceptable in the zone.

Upon motion duly adopted, the Trustees declined to grant permit for the proposed extension.

LAKE COUNTY - James A. Henderson applied for 5000 cubic yards of fill material from the bottom of Lake Louisa to improve his upland property.

Upon motion adopted without objection, the Trustees authorized issuance of permit to Mr. Henderson for the material requested for $250.00 charge, subject to compliance with permit regulations and recommendations of the Game and Fresh Water Fish Commission.

MARION COUNTY - Van Williams tendered $100.00 for permit to dredge 2000 cubic yards of material from the bottom of Lake Kerr to improve his property. Objectors claimed that he planned to fill beyond the limits of mean high water and an inspection was recommended.

Upon motion duly adopted, the Trustees directed the Engineer to make inspection and recommendation.

MARTIN COUNTY - On January 8 the Trustees authorized issuance of permits for emergency control works to combat erosion at the Town of Jupiter Island. The area south of St. Lucie Inlet, including the six-mile Jupiter Island zone opposite Hobe Sound, had a history of erosion with increased average loss from 1956 to 1960 as high as eleven feet per year in some areas. In 1956 and 1960 the Coastal Engineering Laboratory recommended measures to be taken, and another report made in November 1962 stated that the town had taken more positive action on remedial measures than most municipalities in Florida but that more comprehensive action was needed with reference to large-scale artificial nourishment and replacement of vertical walls by sloping energy-absorbing walls. The Director reviewed reports and information regarding the situation, including works constructed at the Beach Club property of the Hobe Sound Company where the Laboratory recommended adjustment of groins and certain limitations for works constructed under the emergency permit.

The Staff was advised that the Town had engaged a consulting engineer, would undertake immediately to pump in 60,000 cubic yards of sand, that adjustment of the groins should not be necessary; they would develop an overall plan possibly with formation of an Erosion District. Town authorities stated that their jurisdication was limited by the high water mark of the Atlantic Ocean.

The owners of the Beach Club property were not in agreement with the Laboratory's recommendations for adjustment of groins. Robert Ervin, representing thirteen land owners, indicated that differences of professional opinions between the Coastal Laboratory and Consulting Engineer Herbert C. Gee were holding up emergency measures to protect his clients' properties and that they had full confidence in Col. Gee's ability. Col. Gee discussed the situation and said that the limitations recommended by the Laboratory for height and length of new groins made construction impossible under the circumstances and that his plans would work effectively to combat erosion.

The Board heard Col. Gee explain the problems and questioned whether his proposed construction would damage properties down the beach. Mr. Green stated that the Trustees depended on the Coastal Engineering Laboratory for expert advice and had spent considerable sums for beach preservation under provisions of Section 253.65 F.S. The Board was not in a position to make a determination on engineering questions and Attorney General Ervin suggested that Col. Gee try to work out the immediate problem with Dr. Per Bruun of the Laboratory with the assistance of the Trustees' Engineer.

Robert Ervin agreed and said he hoped his clients would not have to come back to the Board.

Upon motion by the Attorney General, duly adopted, the Trustees directed Mr. Kidd to work with Col. Gee and Dr. Bruun toward a solution of the problem.

PALM BEACH COUNTY - File No. 1055-50-253.124. Upon motion adopted without objection, the Trustees formally approved fill permit issued by the Town of Palm Beach by letter dated December 31, 1962, to The Darby Corporation to fill the 3.55 acre parcel of submerged land in Lake Worth conveyed by the Trustees.

PALM BEACH COUNTY - Florida Inland Navigation District requested temporary easement for deposit of spoil from the Intracoastal Waterway onto the foreshore of the Atlantic Ocean between the Palm Beach-Broward line and the Ingraham Avenue area of Delray Beach to stabilize the beach and combat erosion. The District secured easements from the various owners and the Coastal Engineering Laboratory recommended the work.

Upon motion duly adopted without objection, the Trustees authorized issuance of three-year temporary easement to the District with provision authorizing assignment to the United States.

PINELLAS COUNTY - Upon motion duly adopted, the Trustees authorized issuance of state permit to Louis Scimens for construction of commercial pier in Clearwater Bay at applicant's upland in Unit 2, Island Estates, for which county permit No. 2315 was issued. No objections were filed by adjacent waterfront owners and $100.00 processing fee was received.

CAPITOL CENTER - Regarding expansion of the Capitol Center reported in the minutes of January 3, 1963, the Attorney General prepared for consideration on this date formal agreements between the Trustees of Internal Improvement Fund and Board of Commissioners of State Institutions with (1) Board of County Commissioners of Leon County and (2) City of Tallahassee. The agreements defined the intent of the parties, payments to be made , rights of vendors to use certain facilities for specified periods and salvage.

Upon motion unanimously adopted, the Trustees approved the terms and conditions of the agreements concerning acquisition by the State of Florida of the certain lands owned by Leon County and the City of Tallahassee to be added to the Capitol Center, and authorized execution of the agreements by the Trustees and the Board of Commissioners on behalf of the State of Florida.

TRUSTEES' OFFICE - Equipment. Upon motion duly adopted, the Trustees authorized purchase of the following equipment with approximate prices as shown below subject to clearing with the Purchasing Council: 1 Victor adding machine No. 7-58-4 at $114.00; 1 Curta calculator at $150.00; 1 20-drawer Steelmaster forms cabinet at $35.50; 2 G-F 4-drawer legal-size file cabinets (one with lock, one without) at $116.45 each.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson, duly adopted, the Trustees approved Bidding Report No. 825 listing 1 regular bid for sale of Murphy Act land, and authorized execution of deed pertaining thereto.

ALACHUA COUNTY - State Road Department offered $40.00 for conveyance for borrow pit purposes of 1 acre described in tax sale Certificates 624 of August 7, 1922 and 6082 of September 4, 1933 as commencing at the southwest corner of Lot 13, run North 210 feet, East 210 feet, South 210 feet, West 210 feet, to beginning, Harrison Subdivision of Lot 7, Levy Grant, Township 11 South, Range 20 East.

Upon motion adopted without objection, the Trustees approved sale to the State Road Department for the amount offered, conveyance to be under Chapter 21684, Acts of 1943, without advertisement and public sale.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
January 29, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meeting on January 22, 1963, which were approved by the Attorney General and copy presented to each member.

DADE COUNTY - File No. 1231-13-253.12. Iva M. Crim, abutting upland owner represented by Charles A. Gould, Jr., offered the appraised price of $300.00 per acre for a parcel of land in Biscayne Bay containing 8.4 acres, and $380.00 per acre for 1.2 acres of land in the Atlantic Ocean at Elliott Key in Section 7, Township 57 South, Range 42 East, within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

MONROE COUNTY - File No. 1264-44-253.12. William R. Edmonds and wife, abutting upland owners represented by G. A. Crawshaw, offered the established price of $425.00 per acre, or $100.00 minimum in this instance, for 0.19 acre of submerged land in Section 29, Township 64 South, Range 36 East, at Lower Matecumbe Key in the Straits of Florida.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

DADE COUNTY - Bulkhead Line. Presented for approval was the bulkhead line fixed by City of Miami Beach Resolution No. 10598 adopted July 21, 1961, for the easterly side of Indian Creek opposite Lots 1 through 231, First Ocean Front Subdivision. There were no objections at the local public hearing and none were filed with the Trustees. The line, fixed in recognition of the necessity for widening of Collins Avenue, was considered conservative and practicable by the Trustees' Staff.

The Board examined the bulkhead line map and aerial photographs and considered the city's request for grant of the submerged land out to the bulkhead line in connection with the highway widening project.

Upon motion duly adopted, the Trustees formally approved the bulkhead line established by City of Miami Beach Resolution No. 10598 of July 21, 1961.

DADE COUNTY - The City of Miami Beach requested grant of the submerged land in Indian Creek opposite Lots 1 to 30 inclusive and Lot 231, First Ocean Front Subdivision, (1) for widening of Collins Avenue from 70 feet to 130 feet, being an extension of the widening accomplished south of the subject area, and (2) for purchase of a strip of submerged land between the proposed 130-foot right of way for Collins Avenue and the bulkhead line formally approved by the Trustees on this date (above). The submerged land aggregating 2 acres varying in width from 3 or 4 feet to 87.1 feet would be conveyed to the 18 riparian owners of property east of and abutting Collins Avenue (Lots 1 to 30 and 231) who were also owners of small upland "outlots" between the existing Collins Avenue and Indian Creek aggregating about 4 acres acquired by the city by agreements whereunder new outlot parcels would be acquired, filled and conveyed to the 18 riparian owners so that after the project was completed each owner would still have an outlot parcel between the newly widened highway and the waters of Indian Creek. The City of Miami Beach indicated that acquisition of the private outlots was not feasible on any other basis. Mr. Ben Shepherd, presenting the city's request, said that the 18 outlot parcels would be used for beautification and it was agreeable to have the conveyance restrict buildings or commercial activities. The city offered to pay on the basis of $100.00 for each deed, total $1800.00 for the 18 new outlot parcels. The conveyance by the Trustees would be subject to usual reservation of one-half of petroleum and three-fourths of minerals.

Upon motion duly adopted, the Trustees approved dedication or easement for public road purposes covering the strip of submerged land required to widen Collins Avenue to 130 feet in width, and approved the city's request for conveyance of the 18 parcels of submerged land aggregating 2 acres, more or less, for the sum of $1800.00 subject to advertisement of the sale for objections only with costs paid by the city, and subject to clause in the deeds to the 18 upland owners restricting the outlot parcels from any buildings or commercial activities.

DADE COUNTY - A. P. Crouch, of the City of Miami Engineering Department, was present on behalf of request of the city for formal approval of the amended bulkhead line fixed by Dade County Resolution No. 8108 adopted November 20, 1962, pursuant to City Resolution No. 33127 adopted October 18, 1961, which line encompassed an extensive area of open water northwest and west of the bulkhead line for Virginia Key approved August 18,1960. On December 18, 1962, the Trustees withheld approval for the reason that no bulkhead line was necessary for public works.

Mr. Crouch explained that the city desired its public facilities to conform to an orderly system of bulkhead lines in the Bay notwithstanding the statutory exemption of public works from the requirement of such lines. The sovereignty lands within the bulkhead line were shown to be held by the city under various grants from the State of Florida which restricted use of one area for airport and harbor purposes, other areas for public and municipal purposes. The city's plan for use of its lands on Virginia Key and within the amended bulkhead line was displayed, including a marine stadium northerly of Rickenbacker Causeway approximately one mile long extending northwesterly and about 2800 feet wide, a conservation area for recreational and other public uses, expansion of the city's sewage treatment plant site and a beach area.

The Trustees were assured that fixing bulkhead lines for the city's development and facilities would not be the basis for any future conversion to private ownership or use, nor for private extensions. Mr. Crouch advised that the city desired to proceed with construction of the marine stadium under a bond issue.

After discussion, motion was made by Mr. Green, seconded and adopted, that the amended bulkhead line be approved, that the limitations on use of the sovereignty lands granted by Trustees' Deed Nos. 18030, 18450 and 18730-A be made uniform by amendment for public municipal purposes only but subject to requirement of advance formal approval by the Trustees as to the specific public municipal use, also that the intended use of the southerly portion of the area northerly of Rickenbacker Causeway for a municipal marine stadium be approved.

INDIAN RIVER COUNTY - The Trustees on January 22 deferred action on modification of bulkhead line for the easterly shore of Indian River in Sections 20, 28, 29 and 33, Township 30 South, Range 39 East, which was fixed September 6, 1962 by the Board of County Commissioners to follow the shore in Sections 20 and 29 and then proceed south-southeasterly on a straight course approximately parallel to the Atlantic Ocean Shore. The upland in some areas was about 250 feet wide between the Ocean and River. Modification of the bulkhead line would enable the county to carry out an obligation with respect to projection of State Road AIA southerly from Sebastian Inlet upon the existing narrow strip of upland. The Trustees on February 27, 1962 adopted Resolution agreeing to dedicate the required right of way on submerged land conditioned upon the county fully complying with statutory requirements with reference to the riparian owners, the dedication to be such that the grant for the road should not foreclose or abrogate statutory rights of riparian owners. The amendment of the bulkhead line and preservation of private riparian rights was deemed by the county to be necessary to acquisition of the right of way for the state road extension, and the filling would stabilize a long area which in the natural state might become subject to breakthrough by storm tides.

Interested parties from Indian River County, including Representative Art Karst, County Commissioner Robert W. Graves, Jack Jennings with Carter Engineering firm, County Attorney John R. Gould and Assistant County Attorney Charles Herring, stressed the importance to the area of State Road AIA, that the county, without funds to purchase 3½ miles of right of way, had to assure riparian rights to the upland owners who donated the right of way.

Attorney General Ervin said that private owners should not be allowed to "barnacle" along the highway by purchasing and filling submerged areas between the right of way and the bulkhead line, that the situation was undesirable and a mistake had been made. Governor Bryant and other members recognized the value of the road but also expressed concern at the lack of access, public beaches and loss of scenic values. Mr. Conner requested that the county plan for some public areas to be acquired possibly by condemnation or by designation when fill plans were presented for approval.

In view of the urgent request by the county and the planning in line with agreement expressed by representatives of the county, State Road Department, and Trustees pursuant to conference February 19, 1962, and Resolution recorded in Trustees' minutes, on motion by Mr. Ervin, duly adopted, the Board formally approved the amended bulkhead line fixed by the county September 6, 1962.

PALM BEACH COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of perpetual easement requested by Central and Southern Florida Flood Control District for canal right of way purposes over a parcel of submerged land in Lake Worth in Section 22, Township 45 South, Range 43 East, the parcel containing 3.53 acres being within the lakeward extension of the right of way for Boynton Canal (Canal C-16).

PALM BEACH COUNTY - File No. 1273-50-253.129. Application was made for disclaimer to Robert L. Stearn, et al, covering a parcel of land filled under Department of Army Permit 800.61 (55-204) issued December 20, 1955, under which the filling was completed during the term of the original permit which expired December 31, 1958. Trustees waived objection to the filling which proceeded under the Butler Act (Section 271.01 Florida Statutes). Passage of the bulkhead law June 11, 1957 was not retroactive and did not extinguish the right to fill under the permit term in effect on June 11, 1957. Under Section 253.129 title to lands filled prior to said date, in Palm Beach and Dade Counties, was confirmed and Trustees were required to issue disclaimer to owner.

Upon motion duly adopted, the Trustees authorized issuance of disclaimer under Section 253.129 in form provided by the Attorney General for $10.00 handling charge.

BROWARD COUNTY - Senator A. J. Ryan, Jr., on behalf of the City of Deerfield Beach, requested $50,000.00 for construction of control works immediately in areas where erosion was critical. He said that the Trustees had made funds available previously which were matched by local funds for works recommended and designed by Dr. Per Bruun of the Coastal Engineering Laboratory which had proved most successful and some beach areas had been restored, that the study completed by the Corps of Engineers showed that offshore erosion in the Deerfield Beach zone was probably the worst in Florida, that Broward County had undertaken an overall program for which funds would be available in November, including matching federal funds, a tax levy for the purpose, and special assessments for owners in the affected zones.

The Trustees previously made available $65,000 to the City of Deerfield Beach, also participated in the overall erosion study of Broward County made by the United States Corps of Engineers, and little remained for the rest of the state from the $300,000 provided for erosion projects under Section 253.65. Under authorized procedures, local funds were required to be deposited to match each advance of Trustees' funds and in this case the city did not have the funds. Attorney General Ervin recommended that Trustees' Fund be granted outright, not under Section 253.65, and Comptroller Green recommended that half of the amount be a loan.

Upon motion by Mr. Ervin, duly adopted, the Trustees agreed to furnish $50,000.00 for beach erosion control purposes to the City of Deerfield Beach, $25,000 as a grant and $25,000 as a loan to be repaid in two years, with a contract to be prepared between the city and the Trustees.

TRUSTEES' FUNDS - Governor Bryant reported that acting on the Board's informal instructions, he had accepted the proposal of the General Services Administration of the United States for sale of the deactivated Green Cove Springs Naval Base property on the St. Johns River, 1537 acres and improvements, for $621,400.00. He asked that the Attorney General's office work with Director Wendell Jarrard of the Development Commission to finalize the purchase, which was subject to Congressional approval within thirty days. This was an expenditure not anticipated in the current budget of the Trustees.

Upon motion by Treasurer Larson, unanimously adopted, the Trustees formally approved the purchase of the deactivated Green Cove Springs Naval Base property from the United States surplus property agency and authorized payment of $621,400.00 from Trustees funds.

TRUSTEES' OFFICE - Equipment. Upon motion duly adopted, the Trustees approved purchase of a second-hand bookcase from Capital Office Equipment Company for $68.00 for use in the Staff Appraiser's office in the Elliot Building.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Bidding Report No. 826 listing 2 bids for sale of Murphy Act lands and Putnam County Deed No. 1497-Corrective-Supplemental to H. L. Jones to correct part of description in the original deed issued July 28, 1945 to the same grantee.

ALACHUA COUNTY - Upon motion duly adopted, the Trustees authorized conveyance to Annie Mae Nipper for $200.00 under Chapter 28317, Acts of 1953, commonly called the "Hardship Act", of a parcel of land in tax sale certificate Nos. 297 of 1929 and 103 of 1937 described as the SW¼ of SW¼ less 1 acre in SW corner and less right-of-way of State Road No. 39, in Section 8, Township 10 South, Range 17 East, Alachua County.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
February 5, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved the minutes of the meeting of January 29, 1963.

DADE COUNTY - File No. 714-13-253.124. The Board of County Commissioners of Dade County by Resolution No. 7896 adopted September 25, 1962, cited notice of hearing duly published and served on upland owners within 1000 feet and, pursuant to the hearing and consideration of the application, the county had granted dredge and fill permit to Malcolm B. Wiseheart, et al, to fill submerged lands purchased from the Trustees in Sections 2 and 11, Township 56 South, Range 40 East, near Cutler. In July 1962 the United States Fish and Wildlife Service protested to the U. S. Army Corps of Engineers that the work would permanently halt production of aquatic plant and animal organisms. Florida Board of Conservation report dated November 16, 1962, concluded that large scale dredging bayward of the bulkhead line would affect at least 400 acres of productive bottom and set precedent for attrition of marine resources in southern Biscayne Bay. The area in question was shallow and application to the U. S. Engineers included a channel east 14,000 feet offshore to reach a five-foot depth. On November 5, 1962, Dade County filed a map of its "Six-year Capital Improvement Program 1962-1968" which showed no contemplated public works at the Wiseheart location. On December 10, 1962, a new planning map marked "Tentative" showed a proposed road through the area but information was received that the plan was not accepted by the County Commission.

The Director advised that other applications were pending or in prospect for development all along the westerly shore of the Bay and the prospect for industry in Dade County was in the Cutler area and further south. The Staff suggested consideration of a policy decision as to whether any sales or permits should be processed for development of waterfront, navigation channels or causeways.

Mr. Wiseheart asked to be allowed to challenge some of the conservation objections when the matter was again considered by the Trustees. B. E. Hendricks, present on this date on behalf of an applicant, also would like to be heard.

In view of the suggestion that the proposed Wiseheart dredging and filling might establish precedent damaging to marine resources and the argument appeared to be development on the one hand as against the unspoiled conservation outlook and the policy to be followed might directly affect the future growth and development along a considerable part of the Dade County waterfront, the Board deferred action for two weeks and requested that the Florida Board of Conservation file a memorandum with each member specifying in detail objections to the Wiseheart application and to any similar applications in the general area and include in the memorandum any available data relating to economic values which might be affected.

DADE COUNTY - (a) File No. 1210-13-253.12. Presented for further consideration was the application by John W. Campbell, riparian upland owner, to purchase 41.87 acres of Biscayne Bay submerged land adjacent to applicant's upland in Perrine Grant Subdivision in Section 2, Township 56 South, Range 40 East, within the established bulkhead line. No objections were received in response to advertisement authorized September 25, 1962, other than the Dade County Resolution No. 8138 adopted November 20, 1962, requesting 90-day deferment of final action for county to complete planning study and report to the Trustees. Deferment of thirty days was granted November 27 and subsequently extended to February 5, 1963.
(b) File No. 1152-13-253.12. Presented for further consideration was application by Madami Company, riparian upland owner, to purchase two parcels comprising 13.98 acres of Biscayne Bay submerged land within the established bulkhead line adjacent to applicant's upland in Section 25, Township 55 South, Range 40 East. On December 4 action was deferred on advertising the land for objections.
(c) File No. 1222-13-253.12. Presented for further consideration was application by Colonial Village Apartments, Inc., riparian upland owner, to purchase 7.61 acres of Biscayne Bay submerged land within the established bulkhead line adjacent to applicant's uplands in Section 24, Township 55 South, Range 40 East. On December 4 action was deferred on advertising the land for objections.

The first of the above three applications was presented for confirmation or denial of sale, the other two for authority to advertise for objections only. Attention was directed to the general objections of the Florida Board of Conservation and the U. S. Fish and Wildlife Service to dredging and filling, and the discussion on the Wiseheart application on this date had bearing also on the three subject applications.

The Trustees deferred action for two weeks for study of a memorandum requested to be filed with each member by the State Board of Conservation.

CHARLOTTE, LEE, COLLIER, PALM BEACH AND GLADES COUNTIES - In concurrence with action taken on this date by the Florida Board of Conservation with reference to Martin-Marietta Corporation shell lease agreement entered into on October 30, 1962, with final action taken in Trustees' meeting on January 3, 1963, the Trustees of the Internal Improvement Fund approved amendment of said lease agreement to provide extension of time for Martin-Marietta Corporation to exercise its option to cancel within thirty days after final adjudication of pending litigation brought by Coastal Petroleum Company.

BAY COUNTY - The City of Panama City requested state permit for construction of a breakwater-jetty in St. Andrews Bay at property of Standard Oil Company under permission obtained from the riparian owner. The structure would connect with the shore west of the mouth of Messalina Bayou, the city obtained waivers of objections from owners and would be responsible for construction and maintenance since the breakwater was needed in conjunction with the municipal marina. The marina and proposed structure conformed to the established pierhead line and the Coastal Engineering Laboratory reported that jetty would have negligible effect on stability of the shore.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of state permit for $100.00 processing fee.

BROWARD COUNTY - Staff recommended temporary easement to Florida Inland Navigation District with authority for assignment to the United States, to terminate January 31, 1965, for deposit of spoil from Intracoastal Waterway at intervals along the Atlantic Ocean foreshore between Ingraham Avenue in Delray and Oakland Park. The District secured easements from riparian owners and the Coastal Engineering Laboratory approved the operation which would be a measure for stabilizing the beach and combatting erosion.

Upon motion duly adopted, the Trustees approved the recommendation.

DADE COUNTY - Resolution No. 33905 adopted October 3, 1962 by the City of Miami requested waiver of use restriction "for municipal purposes only" contained in Trustees' Deed No. 19448 dated February 24, 1949 to the city as to 2.10 acres of submerged land, for lease of the parcel to Biscayne Bay Yacht Club, a non-profit corporation, to allow a marina-type pier and mooring facilities to extend into the city-owned submerged area. The city proposed to lease the 2.10 acres for 5 years with renewal privilege at $1.00 per year subject to cancellation upon showing of need of the area in the interest of the general public. The Trustees' conveyance covered Biscayne Bay bottom lands easterly of the bulkhead pierhead line as of 1949, and a 100-foot pier which the Trustees authorized to the Yacht Club on December 18, 1956 was to be removed and a new facility would extend from the club's upland near Dinner Key about 295 feet into the city parcel. State Permit CD-421 was authorized October 16, 1962 on application by the Yacht Club.

In 1956 the right of the upland owner to construct piers and wharves was recognized and since the waters over the area deeded to the city remained public and the lease provided for cancellation and removal of the facility in event of need of the submerged land for a public purpose , the Staff recommended temporary waiver of the municipal use clause by formal instrument approved by the Attorney General under which the municipal use clause would be reinstated upon termination of the city's lease to the Yacht Club.

Upon motion duly adopted, the Trustees approved the recommendation as the action of the Board.

OSCEOLA COUNTY - Central and Southern Florida Flood Control District requested perpetual easements for rights of way for Canal C-37 (Lake Hatchineha-Lake Kissimmee Canal) and access roads over reclaimed and submerged lake and river bottoms lying within the original government meanders in Sections 1, 2 and 12, Township 29 South, Range 29 East, Sections 35 and 36 in Township 28 South, Range 29 East, and Sections 7, 17 and 18 in Township 29 South, Range 30 East, containing a total of 247.94 acres, more or less.

Upon motion by Mr. Larson duly adopted, the Trustees approved perpetual easements as requested.

TRUSTEES' FUNDS - Publication of 10,000 copies of an illustrated Committee Report at an estimated cost of thirty cents per copy was discussed at January 30th meeting of the Governor's Committee on Recreational Development at which representatives of several agencies indicated willingness to bear a prorata share of the cost not to exceed $1000 each. The current budget of the Trustees did not anticipate the expense.

Upon motion by Mr. Larson duly adopted, the Trustees authorized contribution of up to $1000.00 for publication of the report.

CAPITOL CENTER - The Coordinator of Board of Commissioners of State Institutions recommended that Director of State Office Buildings be authorized to secure bids and make the best disposition of the duplex apartment on the lot at Madison and Bronough Streets recently purchased from Mrs. P. L. Yon, Sr. Offer by C. F. McCall to remove the garage and clean up the area was informally approved by the Coordinator.

Upon motion duly adopted, the Trustees authorized the best disposition to be made of the duplex and approved the proposal by Mr. McCall to remove the garage and clean up the area prior to removal of the duplex.

SUBJECTS UNDER CHAPTER 18296

HILLSBOROUGH COUNTY - Upon motion by Mr. Larson, duly adopted, the Trustees authorized refund in the amount of $10.00 to Sam Kessler for the reason that the State Road Department did not recommend release of state road reservation contained in Hillsborough County Murphy Act Deed No. 2969.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
February 19, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meeting on February 5, 1963.

LAND SALES

MARTIN COUNTY - File No. 689-43-253.12. On December 11, 1962, the Trustees considered offer of the area appraised value, $353.14 per acre, from Mack Costello, abutting upland owner, for purchase of a parcel of submerged land in the Indian River in Sections 22 and 23, Township 37 South, Range 41 East, 0.39 acre , more or less, within the established bulkhead line. The land was advertised for objections in the Martin County News, Stuart, Florida, proof of publication filed with the Trustees, and no protest to the sale was received. A quorum was not present on the advertised sale date, February 12, and the Staff requested consideration by the Board on this date.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

MONROE COUNTY - File No. 1249-44-253.12. On December 18, 1962, the Trustees considered offer of the established price of $250.00 per acre from Stuart L. Faber, abutting upland owner, for purchase of a parcel of submerged land in the Straits of Florida in Section 21, Township 60 South, Range 40 East, 35.5 acres at Key Largo. The land was advertised for objections in theCoral Tribune, Key West, Florida, proof of publication filed with the Trustees, and no protest was received. The Izaak Walton League of America, Florida Keys Chapter, filed waiver of objection. A quorum was not present on the advertised sale date, February 12, and the Staff requested consideration by the Board on this date.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

MONROE COUNTY - File No. 1250-44-253.12. On December 18, 1962, the Trustees considered offer of the established price of $425.00 per acre from J. W. Taylor and wife, et al, abutting upland owners, for purchase of two parcels of submerged land in Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key, Parcel "A" in the Bay of Florida containing 0.95 acre and Parcel "B" in the Straits of Florida containing 0.92 acre, totalling 1.87 acres, more or less. The land was advertised for objections only in the Key West Citizen, proof of publication filed with the Trustees, and no protest to the sale was received. A quorum was not present on the advertised sale date, February 12, and the Staff requested consideration by the Board on this date.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicants at the price offered.

PALM BEACH COUNTY - File No. 773-50-253.36. M. P. Holman, abutting upland owner, offered $700.00 per acre appraised price, or $100.00 minimum in this instance, for a parcel of reclaimed Lake Okeechobee bottom land in Section 18, Township 42 South, Range 37 East, 0.043 of an acre. Central and Southern Florida Flood Control District waived objection to sale of the parcel. Sale without advertisement was recommended, in accordance with policy for sale of reclaimed lake bottoms.

Upon motion duly adopted, the Trustees approved the sale to the abutting upland owner.

VOLUSIA COUNTY - The City of Daytona Beach by Resolution No. 63-1 adopted January 2, 1963, requested conveyance of an estimated 23 acres of sovereignty lands in Halifax River for municipal and other public purposes and to lease portions to any other governmental body and to any nonprofit corporation organized for charitable, educational or fraternal purposes and to other non-profit organizations. The land desired was bounded northwest by channel east of Orange Avenue Bridge right of way and connecting Daytona Beach Yacht Basin and Intracoastal Waterway,northeast by a line parallel to and 250 feet southwest of centerline of said waterway, and southwest by a 21-acre tract of sovereignty land granted to the city for public purposes by Trustees' Deed No. 20798 dated November 19, 1954. The city proposed to convey or lease for $1 per year a portion of the 21-acre tract to U. S. Naval Reserve for an Armed Services Training Center, subject to Trustees' approval and reversion with improvements to the city, and map submitted by the city showed plans and specifications for the improvements to be placed on a 4-acre area, part of which was upon the 21-acre tract and the remainder on the 23-acre area now sought.

Staff had suggested that city furnish report showing current uses made of the seven parcels granted November 19, 1954 aggregating 84.9 acres but city furnished only map of one parcel of 21 acres indicating use by Daytona Beach Yacht Basin and Daytona Beach Outboard Club. The proposed use of the 4-acre parcel for Armed Forces Training Center appeared consistent with use restriction in the 1954 grant. City Manager indicated that the additional 23 acres of submerged land, and marsh, would be filled to make it available and useful for public governmental and municipal purposes under supervision of the city and for expansion of the Yacht Club and boating facilities.

The Trustees' action was that since use of the entire 84.9 acres heretofore granted was not disclosed, an area adjacent to the 21-acre parcel sufficient to provide the 4 acres needed was granted to the city for public purposes with authority to lease to the United States for an Armed Services Training Center, consistent with the limitations contained in Deed No. 20798. Action on grant of the remainder of the 23 acres was deferred.

BULKHEAD LINES

MARTIN COUNTY - Presented for approval was the amended bulkhead line established by the Town of Sewall's Point by Ordinance No. 28 adopted November 14, 1962. The bulkhead line located in the Indian River in Sections 1, 12 and 13 of Township 38 South, Range 41 East, and in Sections 6, 7 and 18 of Township 38 South, Range 42 East, was also approved by the Board of County Commissioners of Martin County on November 27, 1962. Trustees' Engineer Kidd examined the area and recommended the bulkhead line as the best that could be worked out by the city for its development plan.

Upon motion duly adopted, the Trustees formally approved the amended bulkhead line adopted November 14, 1962 by the Town of Sewall's Point.

PINELLAS COUNTY - Presented for approval was the bulkhead line established by Pinellas County Water and Navigation Control Authority on September 28, 1961, located in Sutherland Bayou in Section 2, Township 28 South, Range 15 East, Pinellas County. It was noted that the line became a part of the overall county bulkhead line beginning at the end of an existing line, and in effect followed existing shore lines.

Upon motion duly adopted, the Trustees formally approved the bulkhead line established September 28, 1961 by Pinellas County Water and Navigation Control Authority.

PINELLAS COUNTY - Presented for approval was the bulkhead line established by Pinellas County Water and Navigation Control Authority on January 12, 1961, located in Blind Pass in Section 36, Township 31 South, Range 15 East, City of Treasure Island, Pinellas County. The Director indicated on the map where erosion had taken place, groins might be needed, and development within the bulkhead line might recover and preserve some land areas.

Upon motion duly adopted, the Trustees formally approved the bulkhead line established January 12, 1961 by Pinellas County Water and Navigation Control Authority.

LEE COUNTY - The Staff recommended formal approval of bulkhead lines fixed by Resolution of the Board of County Commissioners of Lee County dated May 23, 1962, located in Estero Bay and the Gulf of Mexico in the zone south of Big Carlos Pass and north of Bonita Beach road in Sections 2, 10, 11, 12, 13, 14, 24 and 25 in Township 47 South, Range 24 East, and in Sections 18, 19, and 30 in Township 47 South, Range 25 East. The Board examined the map showing the lines fixed for the large zone.

Upon motion by Attorney General Ervin, duly adopted, the Trustees formally approved the bulkhead lines established by Lee County on May 23, 1962.

MISCELLANEOUS

LEE COUNTY - The Staff recommended dedication of right of way for State Road S-865 upon sovereignty lands in Sections 2, 3, 11, 12, 13, 24 and 25 in Township 47 South, Range 24 East and also recommended grant of temporary easement for dredging in Estero Bay to obtain material for construction of said state road, all subject to possible adjustment before execution of the formal instruments, to coordinate the right of way and dredging to the overall Lee County project in the zone.

Upon motion by Attorney General Ervin, adopted without objection, the Trustees authorized dedication of right of way and temporary easement for dredging as recommended.

LEE COUNTY - On June 12, 1961, the Trustees were apprised of Lee County's plan for a bond-issue highway (State Road S-865) between Estero Island and Bonita Beach and development of two large public park areas with Gulf of Mexico and Estero Bay frontages (aggregating 1096 acres, including right of way and state road dredging area). Gross discrepancies existed between the old United States survey and existing land areas and many private record ownerships of government lots, based on U. S. patents, contained no land. The county had negotiated with three private owners and proposed establishment of bulkhead lines and that private owners should convey all their interests to the Trustees who in turn should execute dedication of required road right of way and drains, dedicate the two park areas and grant to the private owners areas to be agreed upon within the bulkhead lines. The plan was recommended June 9, 1961, by the Governor's Committee on Recreational Development and was tentatively approved by the Trustees. Subsequently, the county made provision for a fourth private interest arising out of Trustees' Contract No. 20404 dated June 4, 1953, issued to Southern Sales Company, Inc., covering government lots in Sections 19 and 30, Township 47 South, Range 25 East, aggregating 106.63 acres which were found to be open water except for a small mangrove flat. Bulkhead lines and engineering descriptions were laid out for the two county public park areas and for conveyances to the four private interests which conveyed their holdings to the Trustees. Except in one instance, each private interest would receive less area than was embraced in the respective private record ownership, viz:

	Acreage in record ownership under U.S. survey, conveyed to Trustees	Net area (less new road r/w) to be conveyed by Trustees to private owners
J. Gordon McDonald et ux	311.54	297.6
C. E. Dinkel and Geo. French	28.25	135.5
Collier Development Corp.	362.57	245.8
Southern Sales Co., Inc. - Maguire interests	106.63	90.7
	808.99 acres	769.6 acres

The exchanges would enable the private owners to develop within bulkhead lines and overall county plan, discrepancies of the U.S. survey would be resolved as to the overall areas in the most practicable manner, and litigation involving ownership of two of the private owners would be settled with definite boundaries established. The instruments filed with the conveyances to the Trustees included satisfaction of all encumbrances supported by title reports. No oil and mineral problems were involved and exchanges could be effected with the McDonald, Dinkel-French and Collier interests without reservations since their title conveyed included all oil and minerals, and the Southern Sales-Maguire conveyance would be made subject to the same reservation contained in the 1953 contract of sale.

Staff recommended that (1) the two areas designated for public park be dedicated for public purposes including public park and recreation purposes under supervision of the Board of County Commissioners of Lee County with provision for reversion for five consecutive years of non-use or in event of conversion to other uses; (2) that the conveyances by the private owners be accepted subject to return, unrecorded, in event the exchanges were not consummated; (3) that the areas designated for conveyance by the Trustees to the respective private interests be approved for advertisement for objections only with the county bearing cost of advertisement and mailing of notices by the Trustees.

Upon motion by Attorney General Ervin, duly adopted, the Staff recommendations were accepted as the action of the Board, and appreciation was expressed to Lee County officials and others who had worked out the plans.

DADE COUNTY - Upon motion duly adopted, the Trustees authorized Staff Appraiser Weigel to appraise the 250-acre parcel offered by J. D. McArthur as a site for a Sunland Training Center in exchange for state-owned lands.

DADE COUNTY - The Superintendent of Seminole Indian Agency, Bureau of Indian Affairs, U. S. Department of the Interior, requested modification of the restrictive use clause for National Park purposes only contained in Trustees' Deed Nos. 22060, 19035 and 19035-B as to a parcel of Dade County land 500 feet wide north and south extending about 5½ miles eastward from the west boundary of Everglades National Park (west line of Section 20-54-35) along the north boundary of the park to a line 500 feet west of Seven Mile Road in Section 19, Township 54 South, Range 36 East, to allow the

Bureau of Indian Affairs to provide dwellings and facilities for Seminole Indians to live, make and sell handicrafts and for such administrative and educational uses as the Bureau might require, with buildings (except for a temporary school building) designed to harmonize with scenic values of the Park, construction to begin about April 1, 1963, and with no interference with free flow of water fron the north through Park lands. At the end of one year after issuance of permit by the National Park Service, the Bureau and Park Service would redescribe the lands to take in only areas then occupied and delete the unoccupied areas from the permit. A temporary Ranger Station site in Section 22, Township 54 South, Range 35 East, would be exempted from permit until new facilities elsewhere were provided by National Park Service.

Upon motion duly adopted, the Trustees authorized instrument waiving the restriction on use of the 500-foot strip for park purposes only to allow use for the purposes set forth in the permit of the National Park Service, such restrictive use clause for park purposes only to become reinstated with reference to any portions of said strip which might be deleted from the permit under its terms by reason of non-use.

BROWARD COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of State Permit to the City of Pompano Beach for $100.00 processing fee for a public pier to be constructed in the Atlantic Ocean in conjunction with a sanitary sewer ocean outfall line easterly of State Road AIA at Lot 3 of Block 7, Pompano Beach Subdivision, Broward County.

ESCAMBIA COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of State Permit to Jack M. Merritt for $100.00 processing fee for construction of a marina in Big Lagoon at applicant's upland in Block 7, Quinavista Subdivision, Escambia County.

GLADES COUNTY - Upon motion duly adopted, the Trustees authorized issuance of revised and supplemental instrument to correct from 3322.98 feet on bearing of N 79°10'19" W to 4322.98 feet in description in that instrument authorized by the Trustees on September 19, 1961, which was supplemental to the April 20, 1940, grant by Trustees of use right to the United States over a tract of land on the lakeward side of the present right of way of the Hoover Dike in Township 42 South, Ranges 33 and 34 East, Glades County.

LEE COUNTY - Upon motion duly adopted, the Trustees approved request by Captiva Erosion Prevention District to place an estimated volume of 7000 cubic yards of spoil material from Roosevelt Channel on the margin of the Gulf of Mexico in Section 3, Township 46 South, Range 21 East, Lee County, as beach nourishment in an area of severe erosion. The Coastal Engineering Laboratory recommended beach nourishment in the zone.

MANATEE COUNTY - Upon motion duly adopted, the Trustees authorized issuance of perpetual easement to the State Road Department for right of way of State Road 780 together with temporary dredging easement to expire December 18, 1964, for the road project on Anna Maria Key in Sections 10 and 15, Township 35 South, Range 16 East, Manatee County, being right of way requested in 1956 but involved in litigation recently concluded.

MARION COUNTY - On January 22, 1963, the Trustees instructed Engineer William R. Kidd to investigate Van C. Williams' application to dredge 2000 cubic yards of material from Lake Kerr to improve his upland in Marion County. Upon inspection, the property line at mean high water was found difficult to define with accuracy and since survey had been made by a Registered Land Surveyor, the

Engineer recommended that the yardage be limited to 500 cubic yards per lake lot and that the major dredging should be held on the upland as defined by the surveyor in the absence of evidence that the survey was erroneous.

Upon motion by Commissioner Conner, duly adopted, the Trustees approved permit for the material requested for $100.00 charge.

PALM BEACH COUNTY - Central and Southern Florida Flood Control District applied for additional right of way easements over the following parcels of Palm Beach County land held by the Trustees, for the purpose of enlarging Levee L-D-2 along the southeasterly shore of Lake Okeechobee:

> Parcel 13 covered a strip of land 60 ft. in width extending northeasterly along and contiguous to the southeasterly right of way line of Levee L-D-2 approximately 850 feet, in Section 13, Township 43 South, Range 36 East, containing 1.13 acres, more or less. Title to the reclaimed bottoms under this parcel was vested in the Trustees unencumbered by lease or dedication.
>
> Parcel 17 covered a strip of land 40 ft. in width extending northeasterly along the present levee right of way line a distance of approximately 2700 ft. in Section 12, Township 43 South, Range 36 East, containing 2.49 acres, more or less. This parcel was included in grant from Trustees to City of Belle Glade for use as a rock pit under Permit No. 1144 dated August 14, 1957, which should be modified to exclude this additional right of way.
>
> Parcel 20 covered a strip of land 20 ft. in width extending northeasterly along the present levee right of way line a distance of 772 ft. in Section 7, Township 43 South, Range 37 East, containing 0.35 acre, more or less. This part of Section 7 lying westerly of State Road No. 717 was subject to Trustees' Dedication No. 22427 dated April 1, 1960, granted to Palm Beach County for park use, and the Board of County Commissioners waived objection to the delivery of a permanent eastment over the 20-foot strip.

Upon motion by Attorney General Ervin, duly adopted, the Trustees granted the three easements to Central and Southern Florida Flood Control District with that instrument covering Parcel 20 being drawn subject to the dedication to Palm Beach County, and with Permit No. 1144 to be modified to exclude Parcel 17 from the description of the area contained in the permit.

PALM BEACH COUNTY - Attention of the Trustees was brought to the fact that the disposition of waters from Section 21-43-37 across private lands would have to be discontinued, and that agricultural use of Section 21 made necessary the inclusion of the section in South Florida Conservancy District; that entry into the District under Chapter 61-1403 would require submission of an acceptable reclamation plan and performance of certain works by the land owner in addition to the assumption of the drainage tax of $7.25 per acre per year through 1964 and $6.00 per acre thereafter. Since Section 21 and other lands of the Trustees were used by the Glades Prison Farm, report was made concerning conference with the Division of Corrections and Governor Bryant's suggestion that capital improvements enhancing the land could be considered an investment going with the land, and that drainage taxes for disposition of excess waters and to allow irrigation could be charged to the Prison Farm as operational cost.

Thr Director outlined an agreement whereunder the Trustees, Board of Commissioners of State Institutions (acting for the Division of Corrections), together with other owners of lands to be included in the District, Arlington Ranch, Inc., Sugar Cane Growers Cooperative, Dr. H. E. Hill and A. H. Heckler, would employ M. M. Prewitt

Consulting Engineer, to prepare a reclamation plan for the 2¼ sections to enter the District. Such plan with specifications and cost estimates was reviewed, amounting to a total sum of $89178.70 for 13 items of work, fee of 4% for surveying and staking plus 4½% for engineering and inspection, and 3% for contingencies. In order for the work to be coordinated a Trust Agreement had been prepared whereunder the Trustees and Board of Corrections, with the private owners, designated George H. Wedgworth and James Herring to act as Trustees to take bids, accept and disburse funds to carry out the Prewitt Plan, the Trustees of the Internal Improvement Fund and Division of Corrections being required to contribute the following items:

Item	Description	Total Cost	State Share (TIIF-DC)	DC Share
1.	Drainage pump	$24,000	$10,666	$5,333
2.	Excav. main canal-rock	17,350	7,711	3,856
6.	" Lateral E-3-rock	1,826	1,826	1,826
7.	Clean-out Lat. E-4	500	500	500
10.	Culvert for airport road	10,250	5,125	2,562
12.	Culvert, Lat. E-3 at main canal	1,400	1,400	1,400
	Surveying, staking, engineering inspection, contingencies	9,200	4,089	2,044
			$31,317	$17,521
	In addition Division of Corrections to move existing pump in Section 21			6,000
	Costs to be borne by Div. of Cor.			$23,521

It was noted that the cost to the Division of Corrections is $2157 less than 2 years' taxes at the 1962 rate on the 1771 acres now in the District, owned by the Trustees of the I. I. Fund, used by the Prison Farm. The Board was advised that the Division of Corrections had indicated willingness to assume payment of taxes as of January 1, 1965 and in the event Section 21 is taken into the District and subject to the 1964 drainage taxes ($4640), payment of the same would be assumed. Under the Trust Agreement the State's share for Items 1, 2 and 10 becomes payable on completion and acceptance of said items. Other participating owners are required to deposit funds or post bond with the Agreement Trustees to guarantee performance of their shares of the work and payment.

On motion duly adopted, the Trustees approved the employment of Mr. Prewitt for reclamation plans and approved participation with funds of the Trustees as estimated above, subject to concurrence and agreement by the Board of Commissioners of State Institutions as to its participation.

PALM BEACH COUNTY - Upon motion by Mr. Ervin, duly adopted, the Trustees authorized issuance of corrective deed to Mrs. Miriam L. Dulany in exchange for reconveyance of the property erroneously conveyed by Deed No. 19150 dated June 5, 1946, in which the bearing of one boundary was shown as North 20° East instead of North 9°20' East.

PINELLAS COUNTY - Upon motion adopted without objection, the Trustees formally approved Dredge and Fill Permit No. 190 issued by Pinellas County Water and Navigation Control Authority April 12, 1962, to LaSalle Marine Construction Company to fill Tract "A" Gulf View Cabin Villa in Section 30, Township 30 South, Range 15 East, Town of Indian Rocks Beach South Shore, with no charge to be required for the fill material to be taken from the right of way of Intracoastal Waterway.

ST. LUCIE COUNTY - Auxiliary Flotilla 8, Division 1, Inc., holder of State Permit CD-399 issued August 22, 1962 for a pier in Indian River, requested amended permit to allow construction of a newly designed pier about 242 feet northerly of the location originally designated at the Auxiliary's upland east of Coast Guard Buoy Station between Causeway Island and Fort Pierce Beach.

Upon motion duly adopted, the Trustees authorized cancellation of the original permit for which $100.00 fee was paid, and issuance of revised permit without further charge.

ST. JOHNS COUNTY - Upon motion duly adopted, the Trustees granted request of James Appell, holder of Lease Nos. 1719-1722, for six-month extension for payment of $484.61, amount of rental due January 16, 1963, with requirement of 1% penalty interest per month.

SARASOTA COUNTY - The Board of County Commissioners of Sarasota County by Resolution adopted February 5, 1963, requested authorization for removal of spoil island S-34 recently filled under Easement No. 23010 to West Coast Inland Navigation District, located near the natural shore of Little Sarasota Bay just west of Cedar Cove. The waters of the cove were reported to be no longer accessible to boat traffic, upland owners have made complaints, and Remo deFrancis, one of the upland owners, proposed establishment of a temporary haul route (causeway) in order that the spoil island might be removed and the area restored to its former depth, including removal of the haul route fill.

Staff recommended that Sarasota County be authorized, subject to approval of West Coast Inland Navigation District, to make arrangements for the haul route and removal of the spoil under county supervision within twenty-four months including removal of the haul route fill to the existing natural shore line, and in view of the public benefit that charge for the material so removed be waived; also that in event formal permit or agreement with the county was needed, authority be granted for execution of such instrument prepared or approved by the Attorney General.

Upon motion duly adopted, the recommendations of the Staff were approved by the Trustees.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 827 listing 2 regular bids for sale of Murphy Act lands and execution of deeds pertaining thereto.

HILLSBOROUGH COUNTY - Bryan Varn, who purchased the South 210 feet of East 210 feet of NE¼ of SE¼, less railroad right of way, in Section 34 of Township 29 South, Range 21 East, under Hillsborough County Murphy Act Deed No. 4920, applied for release or purchase of the reserved minerals. The land was included in a tract being conveyed to a phosphate producer and based on prospecting data furnished by the producer firm to the State Geologist and advice of the Geologist to the Trustees, the State of Florida as owner of 3/4 of the minerals appeared entitled to receive $1446.01 as its share for the phosphate.

Upon motion by the Attorney General, duly adopted, the Trustees approved sale of the reserved minerals to the record owner for the sum of $1446.01.

OKALOOSA COUNTY - T. Walter Garrett of Crestview, who was the owner on June 9, 1939, offered $50.00 for purchase of an 8½ acre parcel of land in NE¼ of NW¼ of Section 26, Township 3 North, Range 24 West, Okaloosa County, certified to the state under tax sale certificate Nos. Part 285 of June 3, 1918, and Part 446 of September 5, 1921.

Upon motion by the Attorney General, duly adopted, the Trustees approved conveyance to the applicant under Chapter 28317, Acts of 1953, commonly called the Hardship Act, for the price offered.

ST. JOHNS COUNTY - Upon motion by the Attorney General, duly adopted, the Trustees granted permanent easement to the City of St. Augustine to construct and lay storm and drainage sewers across the North 30 feet of Lots 25, 26, 27 and 28, Block 40-C, Ravenswood Subdivision in St. Augustine, certified to the State of Florida under tax sale certificate Nos. Part 769 of August 6, 1928 and Part 3459 of August 7, 1933.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
February 26, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:		
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

LAND SALES

DUVAL COUNTY - File No. 1226-16-253.12. Deferment was recommended for the application by Bostwick and Bostwick for Mrs. N. L. C. Bostwick to purchase a parcel of submerged land in the St. Johns River in Section 32, Township 1 South, Range 27 East, 17.1 acres, more or less, within established bulkhead line. On January 8 the Trustees authorized advertisement for objections only with price to be agreed upon. Notice of sale on this date was published in the Florida Times Union, proof of publication was filed with the Trustees, and no protest was received. The applicant asked to be heard concerning the price and requested deferment until March 6.

Without objection, the Trustees deferred action on the application.

MARTIN COUNTY - File No. 1244-43-253.12. On January 3 the Trustees considered application by Genevieve Kling, abutting upland owner, with offer of the appraised value, $353.14 per acre, for purchase of two parcels of submerged land in Indian River in Section 15, Township 37 South, Range 41 East, Parcel 1 containing 0.29 acre and Parcel 2 containing 0.52 acre, totalling 0.81 acre, more or less, within the established bulkhead line. The land was advertised in the Stuart News, proof of publication filed with the Trustees, and no protest was received.

Upon motion by Treasurer Larson, duly adopted, the Trustees accepted the offer of the appraised value and confirmed sale.

MARTIN COUNTY - File Nos. 1245-43-253.12. On December 18, 1962, the Trustees considered application by Joseph N. Kling and wife, abutting upland owners, with offer of the appraised value, $353.14 per acre, for purchase of a parcel of submerged land in the Indian River in Section 15, Township 37 South, Range 41 East, containing 0.29 acre, more or less, within the established bulkhead line. The land was advertised in the Stuart News, proof of publication was filed with the Trustees, and no protest was received.

Upon motion by Mr. Larson, duly adopted, the Trustees accepted offer of $353.14 per acre and confirmed the sale.

MARTIN COUNTY - File No. 1246-43-253.12. On January 3 the Trustees considered application by Harold Salzer and wife, abutting upland owners, who offered the appraised value of $353.14 per acre for purchase of a parcel of submerged land in the Indian River in Section 15, Township 37 South, Range 41 East, containing 0.40 acre, more or less, within the established bulkhead line. The land was advertised in the Stuart News, proof of publication filed with the Trustees, and no protest received.

Upon motion by Mr. Larson, duly adopted, the Trustees accepted the applicants' offer and confirmed sale.

MARTIN COUNTY - File No. 1247-43-253.12. On January 3 the Trustees considered application by A. Martz and wife, abutting upland owners, with offer of the appraised value, $353.14 per acre, for purchase of a parcel of submerged land in the Indian River in Section 15, Township 37 South, Range 41 East, containing 0.66 acre, more or less, within the established bulkhead line. The land was advertised in the Stuart News, proof of publication filed with the Trustees, and no protest received.

Upon motion by Mr. Larson, duly adopted, the Trustees accepted the applicants' offer and confirmed sale.

MARTIN COUNTY - File No. 1248-43-253.12. On January 3 the Trustees considered application by John A. Colbert and wife, abutting upland owners, who offered the appraised value of $353.14 per acre for purchase of a parcel of submerged land in the Indian River in Section 15, Township 37 South, Range 41 East, containing 1.0 acre, more or less, within the established bulkhead line. The land was advertised in the Stuart News, proof of publication filed with the Trustees, and no protest received.

Upon motion by Mr. Larson, duly adopted, the Trustees accepted the applicants' offer and confirmed sale.

MONROE COUNTY - File No. 1198-44-253.12. On January 22, 1963, W. P. Carrin was the high bidder for three sovereign mangrove areas or islands known as Cormorant Keys, together with adjacent submerged land in Manatee Bay in Sections 3 and 10, Township 60 South, Range 39 East. Objections from the Izaak Walton League, the National Audubon Society and Garland Budd on behalf of Chester F. Tingler, were considered and the Trustees took no action to confirm the sale. Mr. Carrin asked that the matter be placed on the agenda for confirmation on this date.

Representing Leo Wallach, the original applicant, Jesse F. Warren, Jr., made a statement regarding his absence when bids were taken on January 22 and requested the Trustees to readvertise the land for competitive sale with starting bid of $155.00 per acre.

Attorney General Ervin expressed the opinion that the Trustees desired to withhold the islands from sale and he suggested that the Staff and the Governor's Committee on recreation and land use be asked for further advice.

It was so ordered.

BULKHEAD LINE: APPLICATION FOR LAND

INDIAN RIVER COUNTY - File No. 927-31-253.12. Presented for formal approval was a bulkhead line fixed by the City Council of Vero Beach on February 5, 1963, pursuant to publication of notice, notification of riparian owners and public hearing at which no objections were made. The line revised bulkhead lines which were fixed by the city January 10, 1958, and approved by the Trustees. Objections were received to the riparian owner's application to purchase and develop a five-island plan under the original bulkhead line, and on November 27, 1962, the proposed revision and one-island development plan were considered. No action was taken pending action by the city to revise the bulkhead line.

William Van Busch, riparian upland owner, offered the appraised value of $621.00 per acre for purchase of 4.1 acres within the revised bulkhead line, being a strip of submerged land in the Indian River marginal to his upland in Government Lots 2, 3, 4 and 5 of Section 30 and in Government Lot 3 of Section 29, in Township 32 South, Range 40 East. The entire area was landward of the U. S. Government meander and Mr. Ervin commented that the applicant's purpose was mainly to straighten up his shoreline and reinforce his title.

Upon motion by Mr. Larson, duly adopted, the Trustees formally approved the revised bulkhead line set by the City of Vero Beach on February 5, 1963, and authorized the land applied for to be advertised for objections only.

MISCELLANEOUS

DADE COUNTY - The Trustees discussed briefly the pending applications for purchases, dredging and filling in South Biscayne Bay marginal to the mainland, and the proposed Seadade ship channel and possible use of spoil for construction of a causeway to Islandia. The Trustees' Engineer called attention to a conference with representatives of the county scheduled for March 1st and the Director advised that no date had been fixed for consideration of the pending applications on which action was deferred February 5, and that no presentation of the ship channel and causeway applications was contemplated until an expression could be had from the Board of County Commissioners.

Upon motion duly adopted, it was agreed that none of the foregoing matters should be presented until after Metropolitan Dade County had filed its recommendations, and that in the event further hearings are held at the local level concerning the Seadade ship channel the Staff should look into the possibility of having a representative attend such hearing.

DADE COUNTY - The Trustees postponed until a later date the consideration of the request for appointment of a supervisor to fill a vacancy on the Board of Supervisors of Naranja Drainage District.

BROWARD COUNTY - The Director recommended issuance of State Permit to the City of Deerfield Beach in Broward County for installation of five adjustable groins approved by the Coastal Engineering Laboratory, extending into the Atlantic Ocean from Southeast 21st Avenue between Southeast 2nd and Southeast 4th Streets without requirement of the processing fee and bond, since the installations were in the zone for which the Trustees on January 29 approved emergency grant and loan for erosion control work.

Upon motion duly adopted, the Trustees authorized State Permit to the City of Deerfield Beach and waived requirement of fee and bond.

BROWARD COUNTY - Upon motion by Mr. Larson, duly adopted, the Trustees authorized State Permit to The Sea Colony for installation of two adjustable groins in the Atlantic Ocean at applicant's upland in Section 6, Township 49 South, Range 43 East, at Pompano Beach in Broward County in accordance with report and recommendations of the Coastal Engineering Laboratory, for processing fee of $100.00 and surety bond of $1000.00.

DADE COUNTY- File No. 1111-13-253.124. Upon motion by Mr. Green, duly adopted, the Trustees formally approved fill permit to Lester A. Neumann as approved by the City Commission of Miami by Resolution No. 34352 dated February 6, 1963, to fill two submerged parcels contiguous to Lots 1 and 33 Amended Plat of Ademar Park (7-57) conveyed by Trustees under File No. 1111-13-253.12.

PINELLAS COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit to W. L. Timmons for $100.00 processing fee for construction of a commercial dock in Clearwater Harbor at applicant's property in City Park Subdivision for which Pinellas County Water and Navigation Control Authority granted Permit No. 2427.

CAPITOL CENTER - On February 5 the Trustees directed that the best disposition be made of the house at Madison and Bronough Streets purchased from Mrs. P. L. Yon, Sr. In view of past experience in removal of houses, Robert H. Brown, Jr., of the Construction Division, Board of Commissioners, recommended approval of the request of Albritton-Williams, Inc., contractor, to use the house for storage of material for six months at $35.00 monthly rental, after which time the contractor would remove the house immediately to get the lot ready for paving.

Upon motion by Comptroller Green, duly adopted, the Trustees authorized the arrangement to be worked out for rental of the house for six months at $35.00 per month and removal of the house thereafter by the contractor.

Upon motion duly adopted, the Trustees adjourned.

Richard W. Ervin
ATTORNEY GENERAL - ACTING
CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

Tallahassee, Florida
March 6, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:		
	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved the minutes of February 19 and 26, 1963, with deletion from minutes of February 26 of reference to requirement of dredging area adjustment as to Martin County sales confirmed under File Nos. 1244, 1245, 1246, 1247 and 1248-43-253.12, the State Road Department having advised that road relocation was not planned.

LAND SALES

MONROE COUNTY - File No. 1198-44-253.12. Presented for final decision was the competitive sale held on January 22, 1963, but not confirmed to W. P. Carrin who offered high bid of $155.00 per acre for three sovereign mangrove areas or islands known as the Cormorant Keys together with adjacent submerged lands in Manatee Bay in Sections 3 and 10, Township 60 South, Range 39 East. Objections were filed by the Izaak Walton League, the National Audubon Society and Chester F. Tingler. On February 26 the Trustees referred the matter to the Staff and the Governor's Committee on Recreational Development for advice and recommendation was that in the best interest of the state the land should not be sold.

Mr. Carrin and Jesse F. Warren, Jr., were advised that the general consensus of the present Board was that such sovereignty islands should be held by the state for wildlife conservation and public recreational purposes.

Upon motion by Treasurer Larson, unanimously adopted, the Trustees declined to confirm the sale and directed that the islands be withheld from sale indefinitely.

ORANGE COUNTY - File No. 437-48-253.36. Julius Harrison, abutting owner represented by Wilson Sanders, applied to purchase a parcel of reclaimed Lake Conway bottom land bounded by the 86.4 foot contour (MSL) established in 1954, lying in Section 18, Township 23 South, Range 30 East, containing a total of 0.8218 acre adjacent to reclaimed lake bottom land conveyed to him by the Trustees in 1951 before the contour was established. The nearest private ownerships, consisting of Lots 1 through 12, Block F, Waterfront Estates 4th Addition, were north of a canal cut north of the Harrison ownership. Under established policy, sales of reclaimed Lake Conway bottom lands to riparian owners were not advertised for objections, however notices with plats were directed to each of the private owners and no written objections were filed prior to sale date. Telegram received prior to this meeting signed Ray L. Lilley, attorney for property owners, stated no basis for objection but requested postponement of decision for hearing protestants.

The Board examined the map, noted that applicant's present ownership intervened between the lake and the lots in other private ownership, and that sale to applicant was in accordance with policy. Mr. Sanders stated that the application was recommended by Lake Conway Water and Navigation Control District and the Board of County Commissioners of Orange County.

Motion was made by Commissioner Conner, seconded by Attorney General Ervin, and adopted, that sale be confirmed in favor of the applicant at the established price of $500.00 per acre subject to deed being held for thirty days to afford objectors opportunity to take legal action.

APPLICATIONS FOR LAND

DADE COUNTY - File No. 1262-13-253.12. S. M. Greene and wife, abutting upland owners, represented by John F. Michel, applied to purchase two parcels totalling 7.4 acres of submerged land in Elliott Key in Sections 1 and 2, Township 58 South, Range 41 East, within the established bulkhead lines, Parcel "A" in the Atlantic Ocean containing 1.5 acres appraised at $380.00 per acre and Parcel "B" in Biscayne Bay containing 5.9 acres appraised at $300.00 per acre.

With reference to appraised values for future sales, the Board asked that it be advised in any instance where the Staff Appraiser had not reviewed or had been in disagreement with any reported appraisal.

Upon motion by Mr. Ervin, duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1277-44-253.12. J. L. Kulp and wife, abutting upland owners, represented by G. A. Crawshaw, offered the appraised price of $300.00 per acre for a parcel of submerged land in the Straits of Florida in Section 14, Township 62 South, Range 38 East, 0.34 of an acre at Key Largo.

Upon motion by Mr. Ervin, duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1278-44-253.12. Snappercreek Trading Company, Incorporated, abutting upland owner, represented by G. A. Crawshaw, offered the appraised price of $300.00 per acre for a parcel of submerged land in the Straits of Florida in Section 14, Township 62 South, Range 38 East, 0.88 of an acre at Key Largo.

Upon motion by Mr. Ervin, duly adopted, the Trustees authorized the land advertised for objections only.

BROWARD COUNTY - File No. 1292-06-253.12. Bulkhead Line and Application for Grant of Submerged Land. Staff recommended approval of bulkhead line fixed by the City of Fort Lauderdale Ordinance C-1872 passed on December 18, 1962, for proposed Swimming Hall of Fame and Olympic Pool in New River Sound easterly of the channel of the Intracoastal Waterway in Section 12, Township 50 South, Range 42 East. The bulkhead line encompassed an area extending westerly 400 feet into New River Sound from the east shore, 290 feet wide north and south, located approximately half-way between the city-filled parking area at Las Olas Bridge and the Bahia Mar Marina and about 350 feet easterly of the centerline of the Waterway.

City Resolution No. 8716 adopted December 20, 1962, requested grant of 3.896 acres within said bulkhead line, riparian to city property for location of a Swimming Hall of Fame. The City Manager reported that the city did not contemplate leasing to the public any concession or any part of the Swimming Hall of Fame and Olympic Pool, that all proceeds gained from admission would be used for maintenance of the facility, that proper operation would require additional monies to be provided in the yearly budget, and that the facility would become a tax-supported project under direct supervision and management of the city.

Without objection, the Trustees formally approved the bulkhead line fixed by City of Fort Lauderdale Ordinance C-1872; also, the Board approved dedication of the 3.896 acres for public municipal purposes only, subject to revocation or reversion if not used as site for the Swimming Hall of Fame within three years, and subject to advertisement for objections only with notices by certified mail to all riparian owners within 1000 feet and requirement that the city reimburse the costs of publication and mailing.

VOLUSIA COUNTY - Charles W. Luther, attorney for Volusia County and for the City of Daytona Beach, advised that the county planned to construct a million-dollar Court House Annex at City Island in the Halifax River at Daytona Beach, the proposed site being a rectangular parcel of six acres, part of which was submerged land of the Trustees and the remainder of the six-acre parcel being on City Island, which was a 46-acre tract conveyed to the city in 1954 together with six other tracts in the river, aggregating 84.9 acres, by Trustees' Deed No. 20798 with restriction that the 84.9 acres or any part thereof would be used solely for public purposes and not sold, conveyed or leased to any private person, firm or corporation for any private use.

The Trustees were asked to give consent to conveyance by the city to the county of the portion of the six-acre tract now owned by the city, together with conveyance of the additional area of Trustees' submerged land, 1.27 acres, more or less. Since the city held title to the 46-acre City Island, Staff recommended that the additional area needed by the county, 1.27 acres, be deeded without charge to the county subject to the same restriction running with the city's title and that consent be given for the city to convey the balance of the required six acres to the county subject to said restriction.

Upon motion duly adopted, the Trustees approved the recommendations and authorized conveyance of submerged land.

MISCELLANEOUS

BREVARD COUNTY - Upon motion by Comptroller Green, duly adopted, the Trustees granted to the State Road Department for roadway construction purposes for a portion of State Road No. 5 the following dedications and easements:

1. Dedication over submerged bottoms in the Indian River in Sections 22, 23 and 26, Township 22 South, Range 35 East;

2. Dedication over submerged bottoms of the Indian River in Sections 8, 16, 17 and 21, Township 29 South, Range 38 East;

3. Temporary construction easement to expire August 15, 1965, along that part of the requested right of way in "2" above; and

4. Temporary easement to expire August 15, 1965, for dredging over four areas lying offshore and between 400 feet and 700 feet from the survey line of that portion of the right of way requested in "2" above.

DADE COUNTY - Joseph Nesbitt on behalf of the Board of Supervisors of Naranja Drainage District reported the resignation of J. Abney Cox, who was appointed Supervisor by the Trustees acting as the

Board of Drainage Commissioners of the State of Florida; also, he transmitted recommendation of the Board of Supervisors that Leo A. Furlong, Jr., be appointed as Supervisor to fill Mr. Cox's unexpired term. The Attorney General on December 7, 1962, advised that provisions of Section 298.11 Florida Statutes were applicable concerning vacancies in offices filled by appointment of the Board of Drainage Commissioners and that the vacancy should be filled by appointment for the unexpired term with a successor to be elected at the District's annual meeting.

After discussion, the Trustees appointed Leo A. Furlong, Jr., as Supervisor for the unexpired term of Mr. Cox's appointment subject to further review by the Attorney General.

DADE COUNTY - Upon motion duly adopted, the Trustees authorized refund in the amount of $10.00 to Beigel, Teitelman, Albert, Weiss and Lyons of Miami, Florida, for the reason that application for release of canal reservations was rejected by Central and Southern Florida Flood Control District until completion of drainage plans for the area in question.

ESCAMBIA COUNTY - Pensacola Fishing Reef Association, holder of State Permit No. 1746 issued April 11, 1962, reported abandonment of plan for construction of an artificial reef in the Gulf of Mexico because of objection by the U. S. Navy and requested refund of the processing fee.

Upon motion duly adopted, the Trustees authorized refund of $50.00 fee upon return of the original permit for cancellation.

PINELLAS AND HILLSBOROUGH COUNTIES - The West Coast Inland Navigation District requested perpetual easement for right of way for a portion of the West Coast Intracoastal Waterway known as the Sunshine Skyway Canal through Sections 22, 27 and 34, Township 32 South, Range 16 East, and Sections 3 and 10, Township 33 South, Range 16 East. Staff recommended easement be granted subject to prior grant to the State Road Department for right of way of the Sunshine Skyway.

Also recommended for approval was perpetual easement to the District covering a spoil area 500 ft. by 500 ft. in Tampa Bay in Section 10, Twp. 33 South, Range 16 East.

Upon motion duly adopted, the Trustees granted the two easements to West Coast Inland Navigation District as recommended, the first subject to the prior grant to the State Road Department.

PINELLAS COUNTY - Pass-a-Grille Yacht Club, Inc., applied for permit for marina-type pier at its upland in Block "F" Replat of Addition to Sunset Park, for which Pinellas County Permit No. 2428 was issued, $100.00 processing fee was tendered, and no objections were received in response to notices issued by the Trustees' office.

Without objection, the Trustees authorized issuance of State Permit to the applicant.

ST. LUCIE COUNTY - Fort Pierce Port and Terminal Company requested eighteen-month extension for completion of Phase I of port development. The Director reviewed the sale of 64.4 acres in 1957, the agreement between the company and the Trustees whereunder the company was required to furnish $50,000 surety bond to guarantee completion of Phase I in three years, and the estimated costs of the three phases of the port construction. One year extension was granted in 1960 and an eighteen-month further extension was granted in 1961, which extension ended March 23, 1963. The company's engineers reported on March 2nd that six per cent of Phase I was completed and that the overall project (three phases) was two per cent complete, with dredging under way on a $350,000 contract and new contract plans and specifications in preparation for ship pier to cost an estimated $990,000.

The project had suffered various delays but was moving forward and the extension was recommended. Col. M.A. Ramsey, company president, also asked for reduction by one-half of the required bond amount.

Upon motion by Mr. Larson, seconded by Mr. Green and adopted, the Trustees granted further extension of eighteen months, ending September 23, 1964, for completion of Phase I. Reduction of bond was not approved.

DADE COUNTY - The Trustees discussed the proposal by J. D. McArthur to exchange for state-owned lands a 250-acre parcel as a site for a Sunland Training Center. Staff Appraiser Weigel reported value of $812,500, or $3,250 per acre. It was reported that Arthur Dozier had contacted Broward County regarding negotiation for release of about 450 acres of state-owned land under grazing lease.

The Trustees expressed appreciation to Mr. McArthur for exchange offer but indicated that it probably would not be accepted in view of the possibility of securing a site for Sunland Center on state land.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
March 12, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

LAND SALES

BREVARD COUNTY - File No. 1213-05-253.12. On January 22 the Trustees approved advertisement of land applied for by G & H Builders, Inc., abutting upland owners, comprising 7.06 acres, more or less, of submerged land in Newfound Harbor in Section 30, Township 24 South, Range 37 East, within the established bulkhead line. Applicant offered $692.63 per acre, the value found by the Staff Appraiser. The land was advertised for objections only in the Cocoa Tribune, proof of publication was filed with the Trustees, and no protest was filed within the thirty-day period after first publication of sale notice. Protest received prior to the meeting from William R. Quinn and Walter A. Davis (not shown as riparian owners) proposing public recreational use of the area was not considered by the Staff to be well-founded since the land was within the established bulkhead line riparian to applicant's upland and near two islands previously granted to Brevard County for public recreation.

Upon motion adopted without objection, the Trustees overruled the protest, confirmed sale of the advertised land to the applicants and formally approved the fill permit granted by Brevard County.

DADE COUNTY - File No. 1240-13-253.12. On January 8 the Trustees considered application by Miami Corporation, abutting upland owner, to purchase a parcel of submerged land in Biscayne Bay in Section 33, Township 54 South, Range 41 East, 17.19 acres in the City of Coral Gables within the established bulkhead line. Applicant offered $1330.00 per acre, the appraised value confirmed by the Staff Appraiser. The land was advertised for objections only in the Miami Daily News for sale on this date, proof of publication filed with the Trustees, and no protest received, however Staff recommended deferment by reason of the action of the Trustees on February 26 until Metropolitan Dade County filed its recommendations on dredging and filling in South Biscayne Bay marginal to the mainland.

Upon motion duly adopted, the Trustees deferred action on the application by Miami Corporation.

DADE COUNTY - File No. 1066-13-253.12. On January 22 the Trustees considered application by E. F. P. Brigham, abutting upland owner, to purchase 4.14 acres of submerged land at Elliott Key in Biscayne Bay in Section 18, Township 57 South, Range 42 East, City of Islandia, within the established bulkhead line. Applicant offered the appraised price of $300.00 per acre. The land was advertised for objections only in the Homestead News, proof of publication was filed with the Trustees and no protest was received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Brigham at the price offered.

DADE COUNTY - File No. 1231-13-253.12. On January 29 the Trustees considered application by Iva M. Crim, abutting upland owner, who offered $300.00 per acre appraised price for 8.4 acres in Biscayne Bay and $380.00 per acre appraised price for 1.2 acres in the Atlantic Ocean, both parcels located at Elliott Key in Section 7, Township 57 South, Range 42 East, within the established bulkhead line of the City of Islandia. The land was advertised for objections only in the Homestead News, proof of publication was filed with the Trustees and no protest was received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion adopted without objection, the Trustees confirmed sale of the advertised parcels to the applicant at the price offered.

DADE COUNTY - File No. 1254-13-253.12. On January 22 the Trustees considered application by H. W. Shutterly, abutting upland owner, with offer of $380.00 per acre appraised value for purchase of a parcel of submerged land in the Atlantic Ocean at Elliott Key , in Section 18, Township 57 South, Range 42 East, 1.34 acres within the established bulkhead line of the City of Islandia. The land was advertised for objections only in the Homestead News, proof of publication was filed with the Trustees and no protest was received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Shutterly at the price offered.

DADE COUNTY - File No. 1276-13-253.12. On January 29 the Trustees, upon request of the City of Miami Beach, granted a strip of land for widening Collins Avenue to 130 feet and, subject to advertisement for objections only with costs paid by the city, approved conveyance of 18 contiguous parcels of land totalling 2.114 acres, more or less, in Indian Creek in Sections 14 and 23, Township 53 South, Range 42 East, lying landward of the established bulkhead line and within the area riparian to "outlots" along Collins Avenue owned by 18 private owners of Lots 1 to 30 inclusive and Lot 231 of First Ocean Front Subdivision of Miami Beach Bay Shore Company. The city offered to pay $1800.00 for deeds to the following grantees:

Wags Transportation System, Incorporated
Charles L. Martel, Ben Cohen and Samuel Schwartz
Gilbert Sens, Alan C. Sens and Irwin Baker
Robert Gould
American Motor Hotels Corporation
Sidney P. Lipkins
Julius I. Friedman, as Trustee, et al
Hannah Gertrude Hogan
The Firestone Tire and Rubber Company
Seacoast Towers-Miami Beach, Incorporated
Imperial Apartment Hotel, Incorporated
City of Miami Beach
Harold Zinn, as Trustee
Evelyn C. Stewart
Irving Evans, et al
Kenneth Sokolsky et ux, and Nat Teller, as Trustee
Florence Friedman, as Trustee
Robert B. Roesing

The land was advertised for objections only in the Miami Daily News and proof of publication was filed with the Trustees. Objection was received from Chicago attorneys representing Fred B. Snite, a winter resident on the west shore of Indian Creek opposite the street-widening project.

Upon motion by Mr. Green, duly adopted, the Trustees overruled the objection in the interest of the public project and confirmed sale of the 18 parcels to the private owners for $100.00 each deed, subject to restrictive clause in each deed as agreed on January 29, 1963.

MONROE COUNTY - File No. 1261-44-253.12. On January 8 the Trustees considered application by Stanford S. Setnor, abutting upland owner, with offer of the appraised price of $300.00 per acre or $100.00 minimum, for purchase of a parcel of submerged land in the Bay of Florida in Section 7, Township 63 South, Range 38 East, 0.26 of an acre at Plantation Key. The land was advertised for objections only in the Key West Citizen, proof of publication filed with the Trustees, and no protest received.

Upon motion duly adopted, the Trustees confirmed sale to the applicant for $100.00 minimum amount.

MONROE COUNTY - File No. 1264-44-253.12. On January 29 the Trustees considered application by William R. Edmonds and wife, abutting upland owners, with offer of the approved established price of $425 per acre for purchase of a parcel of submerged land in the Straits of Florida in Section 29, Township 64 South, Range 36 East, 0.19 of an acre in the Straits of Florida, at Lower Matecumbe Key. The land was advertised for objections only in the Key West Citizen, proof of publication filed with the Trustees, and two inquiries received by the Trustees' office from riparian owners in the zone were not considered objections.

Upon motion duly adopted, the Trustees confirmed sale to the applicants at the price offered.

VOLUSIA COUNTY - Presented for confirmation of sale were the following 17 applications which on January 8, 1963 were authorized advertised based on offers of the adjusted appraised price of $200.00 per acre for submerged parcels on the east side of the Halifax River at Wilbur-by-the-Sea, unincorporated, in Sections 11, 12 and 14, Township 16 South, Range 33 East, within the amended bulkhead line:

File Numbers	Applicants	Acres
969-64-253.12	Martha E. Gore	1.33
970-64-253.12	Edwin J. Williams	3.0
971-64-253.12	W. O. Pierce	1.65
972-64-253.12	John A. Wichmann	1.62
973-64-253.12	Otto R. Petersen	8.62
974-64-253.12	Albert W. Lewis	1.65
975-64-253.12	Gladys P. McNaughton	3.23
976-64-253.12	Houston C. Rains	2.27
977-64-253.12	R. W. Sacker	1.87
978-64-253.12	Robert G. Steves	1.44
979-64-253.12	Joseph E. Albert	12.5
980-64-253.12	Christian A. Rapp	6.18
981-64-253.12	Theodore S. Valpey	13.4
982-64-253.12	Robert L. Polliard	15.0
986-64-253.12	Walter H. Mieth	1.83
987-64-253.12	Emma G. Johnson	5.38
988-64-253.12	Norman R. Christianson	3.84

The land was advertised for objections only in the News Journal, Daytona Beach, Florida, proof of publication was filed with the Trustees, and no protest was filed within thirty-day period following first publication of sale notice.

The Director recommended confirmation of all sales subject to a provision in the Gore deed to resolve objection received on March 11 from Lewis Ossinsky, Sr., on behalf of E. Floyd Wetherell, with reference to sale of the 1.33 acre parcel in File No. 969 and the effect of filling on an existing navigable channel. Tom T. Cobb, representing applicants, and Mr. Ossinsky agreed to sales with the proposed restriction in the Gore deed.

Upon motion duly adopted, the Trustees confirmed sale of the 17 parcels of land to the above named applicants at $200.00 per acre for all parcels, subject to restriction in deed to Martha E. Gore only that grantee, her heirs and assigns, "shall not fill such portion of said land which is situate in and under an existing navigable channel which extends northwesterly from the area adjacent to the shore at Mallard Street, projected to Halifax River, across the area herein conveyed and across the area riparian to the waterfront between the within conveyed land and Teal Street projected to said river, the said navigable channel being between the existing upland shore and the mangrove margin of Half-Dollar Island, the streets herein mentioned being public streets on recorded plats of Wilbur-by-the-Sea. Said restrictions, hereby imposed, shall be removed by formal instrument of the Trustees of the Internal Improvement Fund at such time as a coordinated plan is submitted to the Trustees for development and channel improvement agreed upon by the grantee hereof, her heirs and assigns and by the then owners of the remainder of the upland frontage on Halifax River between projections of said Mallard and Teal Streets to said river."

APPLICATIONS FOR LAND

PALM BEACH COUNTY - File No. 1283-50-253.12. E. Warner VanZandt, abutting upland owner, represented by Brockway, Weber and Brockway, offered the appraised price of $300.00 for a parcel of submerged land in Jupiter Sound in Section 30, Township 40 South, Range 43 East, 0.189 acre in the Gomez Grant within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized the parcel advertised for objections only.

VOLUSIA COUNTY - File No. 1267-64-253.12. Kinsey, Vincent and Pyle, attorneys representing five upland owners, made application for five contiguous parcels comprising a total of 52.5 acres of submerged land in the Halifax River in Sections 13 and 14, Township 16 South, Range 33 East, Volusia County. The area was inspected and $200.00 per acre price recommended by the Staff Appraiser. The applicants and parcels, all landward of the established bulkhead line, were as follows:

Beach Manor Estates	17.4 acres
River-Ocean Development Corporation	8.7 acres
Anne B. France	5.8 acres
Theodore A. Atlas et ux	13.4 acres
C. E. Powell et ux	7.2 acres

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

MISCELLANEOUS

BREVARD COUNTY - The U. S. Army Corps of Engineers made application on behalf of the United States for the National Aeronautics and Space Administration program for

(a) Perpetual and assignable multipurpose easement in and to a strip of submerged land between the west and east shores of the Indian River, plus an additional adjacent area 182 ft. by 200 ft. on the southerly side, located 750 ft. offshore from the westerly shore line, for roads, communication and electric facilities, water lines and other utilities; and

(b) Five-year assignable easement in and to an area one-half mile wide north and south, northerly of and adjacent to the 800-foot perpetual easement, for borrow and work area.

In each instance the easement excepted the land marginal to and within 750 feet of the westerly shore which was conveyed in 1955 by Trustees' Deed No. 21005 and Correction Deed No. 21005-A issued in 1959.

The Corps of Engineers urged immediate grant and since the two easements abutted an area conveyed into private ownership by Trustees marginal to the westerly shore and there appeared to be no consent of the private owners, the Staff recommended that the easements be granted with certain conditions suggested by the Attorney General's office.

Upon motion duly adopted, the Trustees granted to the United States the easements requested with provision that such grant did not in any way jeopardize vested rights of any riparian owner and that the United States, by acceptance of said easements, agreed to initiate appropriate proceedings to indemnify any riparian owner who might suffer damage as the result of the operations and works to which the riparian owner had not consented in writing, also, that the perpetual easement include provision for reversion when no longer needed for any Federal project or operation, and the further limitation or assignment to Federal agencies.

BROWARD COUNTY - Presented for further consideration was the unauthorized offshore spoil deposit in Broward County created by placement of spoil from channel improvements under a Federal contract at Port Everglades. On October 23, 1962, it was suggested that the island be used for recreation purposes and the Trustees ordered an inspection. The City of Fort Lauderdale, the Broward County Commission and a number of property owners charged that the island was unsightly, a hazard to boat operations, depreciated their properties. Objectors called for all possible steps to be taken to effect removal of the spoil island.

The Director cited a letter dated November 2, 1962, from Col. J. V. Sollohub, then District Engineer for the Jacksonville District of the U. S. Corps of Engineers, advising that he had issued instructions for such matters, in all future cases, to be cleared with the Trustees and that the Corps will adjust its operation in every practicable manner in order to best suit the desires and interests of the State of Florida.

The Trustees' Engineer reported inspection and that by reason of the situation of the island in relation to private, improved lands, conversion to recreational uses appeared inadvisable. The Director stated that the present District Engineer, Col. H. R. Parfitt, had advised that the island was gradually diminishing in size.

After discussion, the Trustees agreed that no sale, lease or other commitment of the island for any use should be made and that a statement should be drafted to apprise Col. Parfitt and other interested parties as to the position held by the Trustees.

DADE COUNTY - The Public Works Department of Dade County applied for perpetual spoil easement covering an area of sovereignty land in the Atlantic Ocean 1000 feet square, 23 acres, approximately 12,000 feet east-southeasterly from the easternmost tip of Fisher Island, and also a three-year spoil easement covering an area 1400 feet east and west by 2000 feet north and south, 64.28 acres, in Atlantic Ocean approximately 6750 feet easterly of the southernmost tip of Miami Beach. County Resolution No. 6098 obligates the county to furnish lands, easements, rights of way and spoil areas to the United States for the Miami Harbor Project as authorized by Public Law 86-645.

Upon motion duly adopted, the Trustees granted to the United States the perpetual spoil easement and the three-year spoil easement requested for the harbor project.

ESCAMBIA COUNTY - The Trustees on February 19 authorized Marina Permit to Jack M. Merritt, owner of approximately 580 feet of waterfront in Block 7 Quinavista Subdivision abutting Big Lagoon west of Pensacola, and Permit No. CD-468 was prepared. Petition bearing 50 names filed March 1 by Robert H. Wise and objection filed by Wendell R. Skaggs protested the applicant's plan to construct buildings on his upland and charged that the area was recreational in a residential development. Information was that the area was not zoned, the plat furnished showed the usual dedication of streets, roads and thoroughfares with no mention of parks, the marina piers would be in line with existing piers on the same waterfront and, in absence of proof that the waterfront area was zoned or legally restricted against marina and other commercial uses, Staff found no basis for refusal by Trustees to deliver the State Permit. Objectors were not present on this date. Aerial photo taken in 1963 disclosed no residential development along the waterfront but Mr. Wise's residence site about 200 feet inland.

Subsequent to issuance to objectors of notice of hearing, Chancery proceeding was filed March 8 in the Circuit Court of Escambia County wherein H. R. Wise and 13 others as plaintiffs against I. C. Quina and wife and Mr. Merritt and wife seeking to declare Block 7 (except a parcel conveyed in 1952 to D. H. Wiggins) to constitute a park and recreation area dedicated in perpetuity to owners of lots in Quinavista Subdivision, to set aside the deed of Quina to Merritt and to enjoin Merritt from erecting structures on the upland.

Upon motion adopted without objection, the Trustees directed that the State Permit be delivered to Mr. Merritt subject to concurrence of the Attorney General.

MARTIN COUNTY - Without objection, the Trustees granted to the Florida Inland Navigation District on behalf of the United States of America a perpetual easement for spoil disposal purposes over a parcel of submerged land in Hobe Sound in Sections 1 and 12 of Township 40 South, Range 42 East, Martin County.

TRUSTEES' FUNDS - Upon motion by Comptroller Green, duly adopted, the Trustees released $150,000.00 to the Department of Public Safety for the beginning of their construction of the addition to the Neil Kirkman Building at Tallahassee. Colonel Kirkman estimated that the total cost of the addition would not exceed $350,000 and he did not think it would be necessary for any further funds to be advanced by the Trustees as the balance could be paid from the Department's trust fund. The money advanced would be repaid by the Department of Public Safety after their construction costs of the addition had been paid.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
March 19, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

LAND SALES

PINELLAS COUNTY - File No. 1275-52-253.12. LaSalle Marine Construction Company, abutting upland owner, represented by Wightman, Rowe and Tanney, applied to purchase a parcel of submerged land in The Narrows in Section 30, Township 30 South, Range 15 East, 1.89 acres landward of the established bulkhead line of the Town of Indian Rocks Beach South Shore, Pinellas County. Staff Appraiser fixed a value at $600.00 per acre. The Pinellas County Water and Navigation Control Authority advertised the land, held hearing on November 8, 1962 and recommended the sale.

Upon motion adopted without objection, the Trustees confirmed sale to the applicant at the appraised price.

OKEECHOBEE COUNTY - File No. 1258-47-253.36. William Guerry and wife, abutting upland owners, represented by W. L. Hendry, made application for a parcel of reclaimed Lake Okeechobee bottom land in Section 19, Township 38 South, Range 35 East, 0.75 acre, more or less, Okeechobee County. After review of former sales and topography of the area, the Staff Appraiser concurred in the established price of $125.00 per acre.

Upon motion duly adopted, the Trustees approved sale to the applicants for $100.00 minimum without advertisement, in accordance with the policy for sale of such reclaimed lake bottoms.

APPLICATIONS FOR LAND

BREVARD COUNTY - File No. 1282-05-253.12. Sophie Harris, abutting upland owner, represented by Crofton, Brewer and Holland, offered the appraised price of $1270.00 for a parcel of submerged land in the Indian River in Section 15, Township 22 South, Range 35 East, 0.88 of an acre landward of the established bulkhead line in Brevard County.

Upon motion duly adopted, the Trustees authorized the parcel advertised for objections only.

DADE COUNTY - File No. 1265-13-253.12. Frederick W. Mizer, abutting upland owner, represented by John F. Michel, made application for two submerged parcels totalling 7.8 acres, more or less, at Elliott Key within the established bulkhead line of the City of Islandia in Dade County. Parcel 1 in Biscayne Bay in Section 2, Sownship 58 South, Range 41 East contained 5.3 acres appraised at $300.00 per acre and Parcel 2 in the Atlantic Ocean in Section 1, Township 58 South, Range 41 East contained 2.5 acres appraised at $380.00 per acre.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1281-44-253.12. Erwin W. Zanglein, abutting upland owner, represented by E. R. McCarthy, offered the established price of $250.00 per acre (approved by Staff Appraiser) for a parcel of submerged land in Sacarma Bay in Section 29, Township 66 South, Range 28 East, 0.46 acre at Cudjoe Key, Monroe County.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1284-44-253.12. Harvey J. Johnson, abutting upland owner, represented by E. R. McCarthy, offered the established price of $425.00 per acre (approved by Staff Appraiser) for a parcel of submerged land in the Straits of Florida in Sections 21 and 22, Township 64 South, Range 36 East, 0.95 acre at Lower Matecumbe Key, Monroe County.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1285-44-253.12. Frank H. Lindley, abutting upland owner, represented by E. R. McCarthy, offered the established price of $425.00 per acre (approved by Staff Appraiser) for a parcel of submerged land in the Straits of Florida in Section 21, Township 64 South, Range 36 East, 0.46 acre at Lower Matecumbe Key, Monroe County.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

VOLUSIA COUNTY. File No. 1294-64-253.12(1) J. U. Gillespie on behalf of H. H. Burch, the abutting upland owner, made application for a parcel of sovereign land in Sections 1 and 2 of Township 18 South, Range 34 East, Volusia County, which was filled subsequent to May 29, 1951 and prior to enactment of the Bulkhead Act. Staff recommended conveyance for $100.00 per acre, the value in the submerged state in 1952.

Without objection, the Trustees approved conveyance of the parcel for $100.00 per acre.

LEASES

ESCAMBIA, SANTA ROSA, OKALOOSA, BAY, GULF AND FRANKLIN COUNTIES -

J. L. McCord made application for state drilling lease for oil, gas, sulphur and salt and/or other brines, covering sovereignty lands under meandered public water areas of all coastal bays, bayous and sounds of the Gulf of Mexico and off-shore area within the territorial boundary of the State of Florida, the western boundary to be the Florida-Alabama boundary and the extension of said boundary due south into the Gulf of Mexico and the eastern boundary to be the westerly boundary of current Lease No. 224-A at West Pass between St. Vincent's Island and St. George Island. Applicant offered two cents per acre per year for rental on the area in bays, bayous and sounds (353,300 acres, more or less) and one cent per acre per year on the offshore area (1,142,937 acres, more or less), rental to increase five per cent each year after first two years of lease with statutory one-eighth royalty on oil and gas and fifty cents per long ton for sulphur and salts content of brines.

Upon motion duly adopted, the Trustees approved advertisement for competitive bids for state drilling lease for a primary term of ten years, the lease form to be a revision of that heretofore used and to be approved by the Attorney General prior to release of advertisement, and using the rental offered as the advertised rental.

NASSAU COUNTY - W. M. and A. P. Fuller made application for state drilling lease for oil, gas and sulphur covering the sovereignty lands of the state of Florida and underlying the St. Marys River between a point on said river at the intersection of the southwesterly boundary of Section 43, Township 4 North, Range 23 East, extended with the centerline of the St. Marys River and a point 15 miles downstream at the intersection of said centerline with the northerly extension of the west boundary of Section 39, Township 5 North, Range 24 East, containing approximately 181.8 acres, more or less. Applicant offered rental of ten cents per acre in advance for the first year, twenty-five cents per acre for the second year, fifty cents per acre for the third year and one dollar per acre per year thereafter, the rental offered being that provided by statute in the State of Georgia where application for comparable lease had been made, and same being in compliance with Florida Statute.

Staff recommended advertisement for competitive bids for state drilling lease for primary term of ten years with royalty of one-eighth for oil and gas and fifty cents per long ton for sulphur, the lease form to be approved by the Attorney General prior to release of advertisement.

Upon motion duly adopted, the Trustees approved advertisement for competitive bids for lease as recommended by the Staff.

MISCELLANEOUS

BREVARD COUNTY - File Nos. 91 and 201-05-253.124. Upon motion adopted without objection, the Trustees formally approved permit to William J. Smith et al granted by the City of Titusville to dredge and fill submerged land heretofore sold in Section 10, Township 22 South, Range 35 East, within the established bulkhead line.

BREVARD COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of permit to G and H Builders, Inc., for the removal and use of 80,000 cubic yards of fill material from Newfound Harbor to improve applicant's upland in Section 30, Township 24 South, Range 37 East, for $2,200.00 charge.

BREVARD COUNTY - Upon motion by Mr. Larson adopted without objection, the Trustees authorized issuance of permit to Rosehill Builders of Cocoa, Inc., for the removal and use of 70,000 cubic yards of fill material from the Banana River to improve applicant's upland in Section 19, Township 24 South, Range 37 East, for $2,000.00 charge.

BREVARD COUNTY - Orange-Brevard Artificial Reef Association, Inc., applied for permit to construct an artificial reef in the Atlantic Ocean in an area 45 feet deep approved by the State Board of Conservation 2.9 miles east of Cocoa Beach, 6 miles southeasterly of Canaveral Inlet, subject to installation of lighted buoys approved by the United States Coast Guard. The applicant proposed to sink Japanese-type hollow concrete units.

Upon motion adopted without objection, the Trustees authorized issuance of State Permit with requirement of lighted buoys for processing fee of $50.00.

DUVAL COUNTY - On January 22, 1963, the Trustees denied application of F. A. Morgan for permit for 290-foot extension of a 45-foot commercial pier in front of applicant's Lot 5, Block 200, Lakeside Park on the Ortega River. One adjacent waterfront owner consented but C. J. Herndon protested that the dock would depreciate his residence on his adjacent Lot 6. Applicant subsequently modified his plan by reducing the length 50 feet (total length to be 285 feet) and furnished proof that the area had been zoned industrial for approximately 17 years, and long before acquisition of the adjacent lot by the objector.

Attention was called to letter of Congressman Charles E. Bennett requesting the U. S. Army Corps of Engineers to consider carefully before granting Federal permit for the extension, and letter of W. G. Smith regarding the beauty of the Herndon and another residence although situated in an area zoned industrial.

Since the applicant's present and contemplated operation appeared consistent with zoning of the area which already had three marina-type businesses with piers, and the proposed extension of applicant's pier was clearly riparian to his upland, Staff recommended that the permit be granted.

Upon motion by Mr. Larson, adopted without objection, the Trustees overruled the objection and approved issuance of modified permit subject to applicant securing permit from the U. S. Corps of Engineers.

MARTIN COUNTY - SAKSP Permits 63-87, 88, 89, 90, 91. State Permits were requested by Murharris, Inc., R. P. Stevens, Serena S. Merck, Joseph V. Reed and W. S. Carpenter, owners of contiguous oceanfront properties in Island Beach Plat No. 2, Jupiter Island, in Section 25 of Township 39 South, Range 42 East, for installation of 5, 3, 3, 4 and 3 groins respectively. Waterfront conditions were discussed and Engineer William R. Kidd recommended the permits for emergency temporary measures. Coastal Engineering Laboratory recommended a continuing program of periodic artificial nourishment of an extensive section of the shore line, that the applicant be urged to make arrangements with the Town of Jupiter Island so that the nourishment would be done to prevent or meet adverse effects of the spur groins in the zone, and that the permits be issued for groins in combination with artificial nourishment with full responsibility or liability of applicants with respect to future adverse effects of the groins on neighboring property.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of permits to the five applicants for a total of 18 groins in accordance with the recommendations of the Coastal Engineering Laboratory with surety bond of $1200 per groin for not less than three years, and $100 processing fee for each permit.

POLK COUNTY - W. J. Touchton, Secretary of the Board of Supervisors of Wahneta Drainage District, submitted recommendation from the District that the Trustees, as the Board of Drainage Commissioners of the State under provisions of Section 298.12, appoint Charles P. McEnroe to succeed himself as Supervisor for a three-year term from March 11, 1963. Pursuant to advertised call for land owners' meeting for the purpose of electing supervisor, there was less than a quorum of land owners present and no legal election could be had.

Upon motion duly adopted, the Trustees appointed Mr. McEnroe as Supervisor of Wahneta Drainage District for a three-year term as recommended.

VOLUSIA COUNTY - File No. 1212-64-253.129. Mrs. Saraphine Gardner Stanier, riparian upland owner, requested new disclaimer of a parcel of land in the Halifax River in Section 3, Township 16 South, Range 33 East which was filled prior to May 29, 1951, and Disclaimer No. 23195 under Section 253.129 Florida Statutes was issued September 27, 1962 to the then record riparian upland owner, S. L. Greene as Trustee. The trusteeship subsequently was concluded, certified copy of final decree quieting title to the adjacent upland in the name of Mrs. Stanier was filed with the Trustees, the original unrecorded disclaimer was surrendered and issuance of new disclaimer was informally approved by the Attorney General's office.

Upon motion by Mr. Larson, adopted without objection, the Trustees approved issuance of disclaimer to the applicant in exchange for the original disclaimer for cancellation, for handling charge of $10.00.

VOLUSIA COUNTY - SAKSP Permit 62-679. Edwin J. Williams made application to the U. S. Corps of Engineers for Federal permit to construct a covered boat shed in Wilbur Bay, Halifax River, on submerged land purchased from the Trustees adjacent to his upland at Wilbur-by-the-Sea (Half-Dollar Island). The installation was a commercial pier for which processing fee for State Permit was $100, however Mr. Williams felt that the fee and usual requirement of plans drawn by a Registered Engineer should not be imposed since he owned the submerged land under the public waters.

The construction plan appeared typical and adequate for the area, which was away from the main open expanse of river. The applicant's objection to the usual requirements raised a policy question and Staff recommended that in instances where the structures were on submerged lands privately owned and plans such that the structure should not be hazardous, a handling charge of $10.00 might be fixed and employment of a registered engineer waived.

Upon motion by Commissioner Conner, adopted without objection the Trustees agreed that in instances where the proposed pier to be constructed on privately owned submerged land was considered by the Staff to be safe and not hazardous, the employment of a Registered Engineer to design the structure and prepare plans could be waived and State Permit issued for $10.00 handling charge.

SUBJECTS UNDER CHAPTER 18296

ALACHUA COUNTY - Offer of $800.00 was made by Mrs. Ava Martha Hagan for conveyance of two parcels of Alachua County land certified to the State of Florida under tax sale certificate No. Part 337 of August 3, 1931 described as S½ of Lot 1 or S½ of E½ of NW¼ East of Grant, and S½ of NW¼ in Grant, in Section 1, Township 7 South, Range 18 East, 80 acres, more or less, acquired by applicant in 1948 from her father, Carlisle Richard, now deceased, who was the former owner on June 9, 1939.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized conveyance under Chapter 28317, Acts of 1953, commonly called the Hardship Act, for the price offered.

Upon motion duly adopted, the Trustees adjourned.

Ray E. Green
COMPTROLLER - ACTING CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
March 26, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved the minutes of the meetings on March 6, 12 and 19, 1963, which were approved by the Attorney General and copy presented to each member.

CHARLOTTE COUNTY - File No. 1241-08-253.12. On January 8 the Trustees considered application by Reba Dunwody, riparian upland owner, to purchase a parcel of submerged land in Lemon Bay in Sections 21 and 28, Township 41 South, Range 20 East, 18.85 acres within the established bulkhead line. The Staff Appraiser reviewed and approved the $300 per acre value reported by an appraisal made for the Trustees in December. The land was advertised for objections only in the Punta Gorda Herald and proof of publication was filed.

Objections filed by Joseph M. King, Rudolph Ritter and the Pine Cove Association, directed against sale and filling of the northerly portion of the subject parcel, approximately 2.3 acres, cited that filling at that end would close an existing channel (not shown on maps filed with Trustees) and damage conservation values. The application parcel was designated as an alternate spoil area for the Intracoastal Waterway construction and withholding the small portion would not hamper disposition of such spoil.

Upon motion by Attorney General Ervin, duly adopted, the Trustees confirmed sale of the advertised land with the exception of the parcel at the northerly end, approximately 2.3 acres, to which objections were filed.

DUVAL COUNTY - File No. 1226-16-253.12. On February 26 the Trustees deferred decision on the application by Mrs. N. L. C. Bostwick to purchase 17.1 acres of submerged land in the St. Johns River in Section 32, Township 1 South, Range 27 East, landward of the established bulkhead line. The parcel was advertised in the Florida Times Union, proof of publication was filed with the Trustees and no protest received.

Staff Appraiser reported on the land value, previously fixed at $100 per acre. It was suggested that the Trustees assess a minimum value in view of the fact that most recent sales in the zone were at $250 per acre and there were prospects for available spoil material and possibility of a future highway project. William C. Bostwick requested reduction to $150 per acre in view of development difficulties in the zone and no immediate plan for improvement. Governor Bryant stated that the state might hold the area until conditions for development were more favorable.

Upon motion by Comptroller Green, seconded by Commissioner Conner, the Trustees agreed to confirm sale to the applicant at $250.00 per acre.

PALM BEACH COUNTY - On January 22 in response to objectors who desired pulling back of bulkhead lines in Lake Worth, the Trustees deferred action for sixty days on two applications for land in the City of Boynton Beach and declined to grant permit to Central and Southern Florida Flood Control District for spoil deposit on the parcel applied for by J. B. Dunn. The City Commission of Boynton Beach upon request of the Izaak Walton League twice considered the proposed bulkhead line change and decided to hold to the established bulkhead line in Lake Worth. The Central and Southern Florida Flood Control District made alternate arrangement for deposit of spoil, reported to be less satisfactory and more expensive than the original plan.

The sixty-day deferment period elapsed and protests to sale and filling in Lake Worth continued to come in from the Palm Beach County Chapter of Izaak Walton League, the Audubon Society of the Everglades and the Garden Club of Palm Beach. The Director did not recommend an additional deferment. The following four applications involved submerged land in Lake Worth in the City of Boynton Beach:

(1) File No. 1042-50-253.124. Application for formal approval of fill permit granted by the City of Boynton Beach to Frank E. Roush to fill a parcel in Section 22, Township 45 South, Range 43 East, 1.205 acres within the established bulkhead line purchased from Trustees at sale of February 20, 1962.

(2) File No. 1088-50-253.12. Application of Brown-Miller, Inc., abutting upland owner, with offer of $1400 per acre for 1.138 acres of submerged land in Lake Worth in Section 22, Township 45 South, Range 43 East, in Boynton Beach within the city's established bulkhead line. The land was advertised for objections only and confirmation of sale was requested.

(3) File No. 1260-50-253.12. Application of J. B. Dunn and Helen D. Dunn, riparian upland owners, with offer of $1400 per acre for 2.27 acres of submerged land in Lake Worth in front of applicants' South 312.1 feet of North 785.16 feet of Government Lot 2 East of State Road 5 in Section 22, Township 45 South, Range 43 East, in Boynton Beach within the city's established bulkhead line. Request was made for the land to be advertised for objections only.

(4) File No. 1235-50-253.12. Application of Ernest H. Wilhelm et al, abutting upland owners, represented by Brockway, Weber and Brockway, with offer of $1627.50, appraised price for the parcel, for 0.922 acre of submerged land in Lake Worth in Section 22, Township 45 South, Range 43 East, in Boynton Beach within the city's established bulkhead line. Request was made for the land to be advertised for objections only.

The office had received objections to sale and filling in Lake Worth not limited to the subject area and a number of applications in the City of West Palm Beach were being held for additional information.

With reference to the four applications listed above, upon motion by Attorney General Ervin, adopted without objection, the Trustees directed that the fill permit to Frank E. Roush be held for sixty days pending possible change in the bulkhead line, confirmed sale to Brown-Miller, Inc., with deed to be held for sixty days before delivery pending possible bulkhead line change by the municipality in which case the deed would be cancelled, and ordered sixty-day postponement before advertising the areas applied for by J. B. Dunn and Ernest H. Wilhelm.

MISCELLANEOUS

DADE COUNTY - Upon motion by Comptroller Green, duly adopted, the Trustees authorized refund of $10.00 to Estil H. Lanham, being the amount tendered with application for release of canal reservation in Trustees Deed No. 16189 issued October 26, 1908. Central and

Southern Florida Flood Control District declined to release canal reservations until completion of drainage plans for the area in question.

LAKE COUNTY - Without objection, the Trustees authorized issuance of permits to the following two applicants to remove fill material from lake bottoms riparian to their uplands subject to permit provisions and recommendations of the State Game and Fresh Water Fish Commission:

1. Robert Paxton - 400 cubic yards from Lake Minnehaha in Lake County to improve upland Lots 49 and 50 Clermont Heights in Clermont, Florida, for $25.00 charge.

2. Morris M. Campbell - 450 cubic yards from Lake Dora in Lake County to improve upland Lots 16, and 17 of Tavadora Shores Development at Tavares, Florida, for $25.00 charge.

MARTIN COUNTY - (SAKSP Permit 62-429) Upon motion adopted without objection, the Trustees formally approved dredge and fill permit granted by the Town of Sewall's Point to Perry Boswell to fill submerged land previously sold by the Trustees within the established bulkhead line.

ORANGE COUNTY - F. B. Fishback, for a client, requested ex parte disclaimer of any interest of the State of Florida arising out of quitclaim of SW¼ of SE¼ of Section 26, Township 33 South, Range 29 East by E. E. White and wife to "the Governor of Florida", dated November 10, 1926 recorded in the county public records. Appended to the record of the quitclaim was State Comptroller's statement dated December 2, 1926 showing refund to E. E. White of taxes, interest and $1.00 for quitclaim deed. The public records showed tax deed to E. E. White based on tax sale certificate No. 1517 sale of 1917 purchased in 1923, and payment of taxes for the years 1917-1922 inclusive. The land was exempt, being public land of the United States which was patented January 7, 1924 to John W. Newman.

Upon motion duly adopted, the Trustees authorized ex parte disclaimer for $10.00 handling charge.

PALM BEACH COUNTY - Upon motion duly adopted, the Trustees authorized correction of error appearing in minutes of the Trustees dated March 22, 1960 in which the item authorizing 10-year extension of Permit No. 700-A to Palm Beach County described the sovereign area involved as being in Range 33 East when the land was actually in Section 1, Township 44 South, Range 36 East.

PALM BEACH COUNTY - On February 19, 1963 the Trustees granted three easements to Central and Southern Florida Flood Control District across reclaimed lake bottom lands, one instrument to be drawn subject to Trustees Dedication No. 22427 granted in 1960 to Palm Beach County for park purposes. Subsequently Palm Beach County by instrument dated March 11, 1963, disclaimed all right, title and interest in the strip of land 20 feet in width extending northeasterly along the present levee right of way line a distance of 772 feet in Section 7, Township 43 South, Range 37 East, Palm Beach County.

Upon motion by Attorney General Ervin, duly adopted, the Trustees authorized the perpetual easement to the Flood Control District drawn without the restriction on the said strip of land.

PINELLAS COUNTY - File No. 1275-52-253.124. Upon motion duly adopted, the Trustees formally approved fill permit granted by Pinellas County Water and Navigation Control Authority for filling 1.89 acres of submerged land purchased by LaSalle Marine construction

Company from the Trustees in The Narrows in Section 30, Township 30 South, Range 15 East in the Town of Indian Rocks Beach South Shore.

PINELLAS COUNTY - (SAKSP Permit 63-81) Upon motion duly adopted, the Trustees authorized issuance of State Permit for $100.00 fee to the City of Tarpon Springs for construction of municipal marina with turning basin in the Anclote River at and upon city land in the NE¼ of NW¼ of Section 12, Township 27 South, Range 15 East to supplement the existing city-owned sponge dock facilities. Pinellas County Water and Navigation Control Authority advised that county permit was not required for the municipal marina project.

PINELLAS COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit to Walter J. Crump for construction of commercial floating docks in Salt Fish Creek, Safety Harbor, at applicant's upland in Block 58 Oldsmar, for which city and county permit were granted.

TRUSTEES' OFFICE - Upon motion duly adopted, the Trustees authorized subscription to Bostwick Legislative Service covering the full period of the 1963 Session at cost of $750.00.

SUBJECTS UNDER CHAPTER 18296

HILLSBOROUGH COUNTY - The State Road Department having declined to recommend release of state road right of way reservations contained in Hillsborough County Murphy Act Deed No. 1307 dated September 9, 1941 and No. 3539 dated September 20, 1944, the Staff recommended refunds of $10.00 each to (1) Real Estate Title Company and (2) Tampa Abstract and Title Insurance Company, applicants for releases.

Upon motion duly adopted, the Trustees authorized refund of $10.00 to each applicant.

Upon motion duly adopted, the Trustees adjourned.

C. Bryant
GOVERNOR - CHAIRMAN

ATTEST: Van T. Ferguson
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
April 2, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

Upon motion by Mr. Green, duly adopted, the Trustees approved minutes of the meeting on March 26, 1963 which were approved by the Attorney General and copy presented to each member.

APPLICATIONS TO PURCHASE LAND

BREVARD COUNTY - File No. 1073-05-253.12. Grace Scobie, the riparian upland owner, offered the adjusted appraised price of $1480.00 for a parcel of submerged land in the Indian River in Section 3, Township 22 South, Range 33 East, 0.89 of an acre in the City of Titusville landward of the established bulkhead line.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized advertisement of the parcel for objections only.

BREVARD COUNTY - File No. 1295-05-253.12. Oscar B. Hunter, Jr., Trustee, the abutting upland owner, represented by Stolar and Muchnik, offered the appraised value of $215.15 for two parcels of submerged land in the Indian River in Section 10, Township 22 South, Range 35 East, City of Titusville, containing a total of 0.144 acre landward of the established bulkhead line.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized the parcels advertised for objections only.

MONROE COUNTY - File No. 1291-44-253.12. George W. Feehley, the abutting upland owner, represented by G. A. Crawshaw, offered the approved established price of $250.00 per acre for a parcel of submerged land in the Straits of Florida in Section 29, Township 60 South, Range 40 East, 0.92 acre at Key Largo.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized the parcel advertised for objections only.

CHARLOTTE COUNTY - File No. 1251-08-253.12. Sandra Frizzell, the abutting upland owner, made application for several parcels of submerged land in the Myakka River in Sections 17, 18, 20, 28 and 29 of Township 40 South, Range 21 East, Charlotte County, containing a total of 17.355 acres within the established bulkhead line. Staff Appraiser reported value of $2779.00 per acre for the parcels.

Also, File No. 1252-08-253.12. Richard W. Stickley, abutting upland owner, made application for a parcel of submerged land in the Myakka River in Section 28, Township 40 South, Range 21 East, 1.5 acres landward of the established bulkhead line in Charlotte County. Staff Appraiser reported value of $1040.00 per acre for the parcel.

Representing the applicants, E. Drayton Farr requested reduction of price and presented M. C. Robinson, appraiser in the county for many years, who said a market value of $400 was the highest he could recommend for the subject land in view of conditions in the zone and the high cost of filling.

Trustees' Appraiser William R. Weigel discussed his findings. The Board was not willing to accept less than the appraised value but felt that the applicant's showing indicated need for information.

Upon motion by Mr. Larson, duly adopted, the two applications were referred to the Trustees' Staff for further study and report.

BULKHEAD LINES

LEE COUNTY - Presented for approval was bulkhead line established by the Board of County Commissioners of Lee County by Resolution adopted December 19, 1962. The bulkhead line was located in the Caloosahatchee and Orange Rivers offshore from uplands in Government Lots 5, 6, 7 and 8 of Section 34, Township 43 South, Range 25 East, Lee County.

Upon motion duly adopted, the Trustees formally approved the bulkhead line established by Lee County Commission on December 19, 1962.

SARASOTA COUNTY - Presented for approval was the amended bulkhead line established by Sarasota County Water and Navigation Control Authority by Resolution adopted January 3, 1963. The bulkhead line was located in the Myakka River offshore from uplands in Section 35, Township 39 South, Range 20 East, Sarasota County.

Upon motion duly adopted, the Trustees formally approved the amended bulkhead line established by Sarasota County on January 3, 1963.

MISCELLANEOUS

BREVARD COUNTY - Florida East Coast Railway Company, represented by John B. L'Engle, requested grant of railway easement for right of way and terminal facilities on Indian River sovereignty lands in Sections 21, 22 and 23, Township 21 South, Range 35 East, subject to easement for right of way of Intracoastal Waterway and maintenance spoil easement for same. Mr. L'Engle said the Federal Government had requested the company to build, operate and maintain railroad facilities to serve the needs of the National Aeronautics and Space Administration in the Vicinity of Cape Canaveral, that the company had an agreement with the Federal Government and had made application to the U. S. Corps of Engineers. The Trustees examined map of areas of lands and waters intended to be used by the company for construction and operation by the railroad of a line extending from main line of FEC Railway at the point north of Titusville to the vicinity of NASA Merritt Island launch area of Cape Canaveral.

The Railway Company is riparian upland owner on the westerly shore of the river and the United States has filed declaration of taking covering upland at the easterly shore. The right of way sought, exclusive of the portion in the Waterway, aggregates 185.04 acres, more or less. Construction will require 1,400,000 cubic yards of dredge material in addition to material available from areas in the maintenance spoil easement. Basically to serve NASA and other Federal projects, the rail facilities offered the possibility of some commercial use. The company offered one-half cent per cubic yard or $7000.00 for the material.

Upon motion by Mr. Larson, duly adopted, subject to concurrence by Governor Bryant, the Trustees granted to Florida East Coast Railway Company the easement requested subject to outstanding easements to the United States, and accepted the offer for the material.

DADE COUNTY - Metropolitan Dade County Public Works Department, on behalf of Miami Harbor Project authorized by Congress (Public Law No. 86-645), applied for perpetual easement covering an area approximately 15,000 feet with irregular shape, being 1200 feet wide at the westerly end and 1500 feet wide at the easterly end and including approximately 4394 acres, for ship channel improvement easterly of Government Cut in the Atlantic Ocean for which the Trustees approved spoil easements on March 12, 1963. The Trustees examined the map and noted that the easement was in deep water.

Upon motion by Mr. Larson adopted without objection, the Trustees granted the requested perpetual easement to the United States for the ship channel improvement.

LAKE COUNTY - Upon motion duly adopted, the Trustees authorized permit to E. E. Davenport of Mount Dora, Florida, for $25.00 minimim charge to remove 400 cubic yards of fill material from bottoms of Lake Dora riparian to applicant's property in Section 35, Township 19 South, Range 26 East, to improve his uplands subject to recommendations of the Game and Fresh Water Fish Commission.

PINELLAS COUNTY - Upon motion duly adopted, the Trustees authorized State Permit to Pinellas Towers, Inc., for $100.00 processing fee, to construct commercial pier at Sky Harbour Apartments on Section 14, Township 32 South, Range 16 East on Tampa Bay for which Permit No. 2465 was issued March 29, 1963 by Pinellas County Water and Navigation Control Authority.

Upon motion duly adopted, the Trustees adjourned.

Richard W. Ervin
ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
April 9, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved the minutes as presented for the meeting on April 2, 1963, copies of which were furnished to each member.

DADE COUNTY - File No. 439-13-253.12. Application by Rosalie and Geraldine Wolfe; 1.44 acres less reservation to be made for street extension; and

File No. 440-13-253.12. Application by Iris Ann Savage Diciacco; 1.11 acres less reservation to be made for street extension.

On August 18, 1959 the Trustees considered the original Wolfe and Savage (now Diciacco) applications for submerged Biscayne Bay land between Lots 1 and 2 of Coral Park and the established bulkhead line. The Board authorized advertismment for objections only based on offer of the appraised price for the land, $3,125.00 per acre. Action was deferred on the sale date, October 13, 1959, and again on December 15, 1959 by reason of objection of the City of Miami and the uncertain status of Coral Drive, an access route dedicated in 1913 to use of purchasers of lots in Coral Park. Staff recommended reservation from the sale to provide extension of Coral Drive to the bulkhead line. On February 25, 1960 the city objection was withdrawn. Since other objections were filed, the Trustees on April 5, 1960 deferred action for ground inspection which verified that Coral Drive, a 34-foot passage between applicants' two upland lots, was an extension of Northeast 20th Street, was paved, had a cul-de-sac at the shore line and was used by the public. Eminent domain proceedings instituted by the city against Wolfe and Savage resulted in judgment on May 1, 1962 dismissing the case at plaintiff's cost and the Appeal Court confirmed the dismissal.

Pursuant to proposal by the city for reservation of a 34-foot strip with sufficient turn-around, the Staff recommended confirmation of the two sales subject to reservation of 17 feet from each with a cul-de-sac with frontage of 65 feet at the bulkhead line, applicants to be required to amend maps and legal description and to furnish title certificate. No change in price was suggested since it appeared that sale would have been confirmed more than two years ago had not the city made objections which subsequently were ruled out by the Court.

L. J. Cushman, representing the applicants, asked for approval of the sales. He said that filling would improve the area where debris drifted in between fills to the north and south. The Board asked questions and examined the map submitted.

Attorney General Ervin said he had been on nearby property and heard objections from a good many people including the Womans' Club. On the grounds that filling and construction along roadways detracted from scenic values, he objected to the sale without a current recommendation from the city.

Upon motion by Comptroller Green, duly adopted, the Trustees deferred action pending investigation and report by Engineer Kidd.

BREVARD COUNTY - File No. 1256-05-253.12. Pierce and Frederick on behalf of the Diocese of St. Augustine, riparian upland owner, made application for a parcel of submerged land in the Banana River in Section 27, Township 24 South, Range 37 East, 13.23 acres within the established bulkhead line. Staff Appraiser concurred in the $750.00 per acre value reported by appraisal made for Trustees.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

DADE COUNTY - The following applications were presented from Brigham and Dence on behalf of four owners of uplands on Elliott Key for purchase of parcels of Biscayne Bay submerged land in Section 18, Township 57 South, Range 42 East, within the established bulkhead line, appraised at $300.00 per acre:

1.	File No. 1301-13-253.12.	Alfred T. Eldredge	6.3 acres
2.	File No. 1302-13-253.12.	Roy T. Bovard	7.6 acres
3.	File No. 1303-13-253.12.	L. D. Pankey	10.09 acres
4.	File No. 1304-13-253.12.	Wiley M. Sams	10.45 acres

Upon motion duly adopted, the Trustees authorized the four parcels of submerged land advertised for objections only.

DADE COUNTY - K W G Associates applied for permit to construct docking facility in Biscayne Bay at Lots 75 to 77 inclusive of Block 2 Flagler, in the City of Miami. City Resolution No. 34432 adopted March 6, 1963 granted variance in zoning to allow the dock which would serve owners, tenants and guests of Brickell Town House Apartments. The area to be occupied by the dock was city-owned and applicant proposed to lease from the city.

Without objection, the Trustees authorized State Permit to the applicant for $100.00 processing fee.

LAKE COUNTY - Upon motion duly adopted, the Trustees authorized permit to D. M. McCaffrey for $25.00 minimum charge for removal of 300 cubic yards of fill material from bottoms of Lake Minnehaha to improve his upland lot in Section 30, Township 22 South, Range 26 East, City of Clermont, subject to compliance with recommendations of the Game and Fresh Water Fish Commission.

OSCEOLA COUNTY - Upon motion duly adopted, the Trustees granted to Central and Southern Florida Flood Control District an additional perpetual easement over 0.57 acre parcel of reclaimed river bottom land in the Kissimmee River in Section 12, Township 29 South, Range 29 East, Osceola County, for an access road for construction of Canal C-37.

PINELLAS COUNTY - The California Company requested permit for construction of timber catwalk dock at Harbor Subdivision on Anclote River, Tarpon Springs, and for cancellation of Private Dock Permit PD-472 issued to the firm March 8, 1963. The 12 by 12 foot timber platform dock being built for the company's use was processed under Pinellas County Permit for a commercial pier and the permittee planned to leave it for use by others after the company's use was concluded.

Upon motion duly adopted, the Trustees authorized State Permit to the applicant for $100.00 processing fee, and cancellation of Permit PD-472.

PINELLAS COUNTY - City of St. Petersburg Beach, holder of State Permit No. 1589 dated August 25, 1961, requested extension of time for construction of four artificial reefs in the Gulf of Mexico for which an extension was granted February 20, 1962.

Upon motion duly adopted, the Trustees granted to the city an additional 12 months effective February 20, 1963, for construction of the artificial reefs.

SEMINOLE COUNTY - Sanford Pipeline Company, Inc., applied for permit for construction of industrial pier on Lake Monroe at property of the City of Sanford situate between the lake and property of applicant. The city granted use of its upland and riparian rights together with city permit for the facility to be located between existing industrial piers.

Upon motion duly adopted, the Trustees authorized issuance of State Permit to the applicant for $100.00 processing fee.

SUBJECTS UNDER CHAPTER 18296

SARASOTA COUNTY - (Report No. 828) Upon motion duly adopted, the Trustees approved issuance of Sarasota County Deed No. 431-Corrective to Frederick Clark Purcell in lieu of Sarasota County Deed No. 431 dated March 2, 1943 to Lucia H. Merriam for the reason that grantee in the original deed was deceased on the date of issuance of the Murphy Act deed.

OKALOOSA COUNTY - J. J. Nathey, former owner on June 9, 1939, offered $80.00 for conveyance under Chapter 28317, the Hardship Act, of a parcel of land certified under Tax Sale Certificate No. 215 of July 2, 1934 as Lot 47 less that portion used for highways, Nathey Estate Adjustment Subdivision, 3.9 acres, more or less.

Upon motion adopted without objection, the Trustees authorized conveyance to Mr. Nathey under Chapter 28317 for the amount offered.

OKALOOSA COUNTY - B. H. Mason and wife and John F. Campbell (former owner joined by present owner) offered $100.00 for conveyance under Chapter 28317, the Hardship Act, of a parcel of land certified under Tax Sale Certificate Nos. 606 of 1931 and 2995 of 1933 as SW¼ of SW¼ of SW¼ of Section 24, Township 4 North, Range 23 West, 10 acres.

Upon motion duly adopted, the Trustees authorized conveyance to the applicants under Chapter 28317 for the amount offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
April 16, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

Motion was made and adopted that the minutes of the meeting on April 9, 1963 be approved as presented.

APPLICATIONS FOR LAND

BROWARD COUNTY - File No. 1288-06-253.12. The Lauderdale Yacht Club represented by McCune, Hiaasen, Crum and Ferris, made application to purchase a parcel of submerged land in the Stranaham River in Sections 11 and 14, Township 50 South, Range 42 East, 1.1 acres in the City of Fort Lauderdale landward of the established bulkhead line. Appraised value of $6325.00 was reported for the parcel.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1297-44-253.12. Gilbert D. Campbell, abutting upland owner represented by G. A. Crawshaw, made application to purchase a parcel of submerged land in the Straits of Florida in Section 5, Township 63 South, Range 38 East, 0.67 acre at Plantation Key. The established price of $300.00 per acre was approved for the parcel by the Staff Appraiser.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1298-44-253.12. Ernest J. Bennett, abutting upland owner represented by G. A. Crawshaw, made application to purchase a parcel of submerged land in the Straits of Florida in Section 14, Township 62 South, Range 38 East, 1.57 acres at Key Largo. The established price of $300.00 per acre was approved for the parcel by the Staff Appraiser.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

PALM BEACH COUNTY - File No. 1253-50-253.12. Bessemer Properties, Inc., abutting upland owner represented by Brockway, Weber and Brockway, made application to purchase a parcel of submerged land in Jupiter Sound in Section 30, Township 40 South, Range 43 East, Gomez Grant, containing 3.31 acres within the established bulkhead line. The appraised value of $1931.40 per acre was reviewed and approved by the Staff Appraiser.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MISCELLANEOUS

PINELLAS COUNTY - State Drilling Lease No. 224-B as Modified.

Coastal Petroleum Company reported that the California Company, drilling under an operating agreement with Coastal approved by the Trustees on August 30, 1955, had drilled an exploratory test well designated Well No. 3 Honeymoon Island Area located South 44°22'30" West 39,946.6 feet from USC&GS Station "Tarpon" in the Gulf of Mexico west of Honeymoon and Caladesia Islands.Coastal designated 1280 acres (equivalent to two sections) to which the well, located in one of the sections, should apply. California Company filed instrument of assignment executed by Coastal covering 160 acre tract surrounding the well site.

The Trustees discussed drilling credit practices and requested the Staff to prepare a resolution for consideration at a later date.

Upon motion duly adopted, the Trustees approved and accepted the declaration as compliance with Paragraph 3 of Lease No. 224-B as Modified, and approved the said assignment of the 160-acre well site.

BREVARD COUNTY - Presented for further consideration was request of Florida East Coast Railway Company tentatively approved on April 2, 1963, for easement for a railway line across the Indian River in Sections 21, 22 and 23, Township 21 South, Range 35 East and sale of 1,400,000 cubic yards of fill material at one-half cent per yard, or $7000.00, subject to concurrence by Governor Bryant. The right of way extended from upland owned by the Railway on the west shore and, in addition to sovereignty lands in Intracoastal Waterway right of way, would include 185.04 acres for the rail line, switch yard and related facilities to serve needs of the National Aeronautics and Space Administration and other operations in the vicinity of Cape Canaveral.

The Trustees discussed the proposed reversion clause and the company's offer for material. Governor Bryant recommended allowing the ten-year reversion clause provided the company constructed and maintained an operating railroad and paid for the material at standard yardage rates.

Upon motion duly adopted, the Trustees granted the easement to Florida East Coast Railway Company, subject to outstanding easements to the United States, and agreed to inclusion in the instrument of ten-year reversion clause provided the easement area was used for actual operating railroad purposes and provided payment was made at the standard yardage rates for fill material, or $15,600 for the requested amount.

BREVARD COUNTY - (SAKSP Permits 63-79) Florida Power and Light Company applied for permit to construct a solid fill mole with dock facility in the Indian River at company upland in Section 19, Township 23 South, Range 36 East, to control recirculation of cooling water at generating plant. Coastal Engineering Laboratory approved issuance of permit with requirement of bond to assure adjustment or removal in event of adverse effects.

In response to notices mailed to riparian owners within one thousand feet, protests were filed by Frank A. Robinson and James V. Cartello which appeared to be basically objections to installation of the plant on private upland. Attorney General Ervin said he thought the Board should not use its authority in the submerged land to try to prevent erection of the plant on the company's upland, that the Trustees' concern was with installation of the mole and that there should be no obstruction of the river. U. S. Corps of Engineers permit would be required.

Upon motion by Mr. Conner, duly adopted, the Trustees overruled the protests and approved issuance of State Permit to Florida Power and Light Company for $100 processing fee with requirement of three-year surety bond in the sum of $6000.00 as recommended by the Coastal Engineering Laboratory.

BROWARD COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of State Permit for $100.00 processing fee to Ocean East Apartments, Inc., for extensions to three existing groins in the Atlantic Ocean at applicant's upland in the NE¼ of Section 7, Township 49 South, Range 43 East, at Pompano Beach in accordance with recommendations of the Coastal Engineering Laboratory including requirement of $1500 surety bond.

SARASOTA COUNTY - E. H. Guess applied for permit to make extensions of thirty-two groins near the north end of Casey Key. Coastal Engineering Laboratory in 1962 in response to an earlier proposal indicated that extensions should not be made until waterway spoil was deposited in the zone. Subsequently a large volume of spoil was placed and new report from the Laboratory recommended extension of eleven existing groins at properties of Chester B. Thorsen et al, holders of a joint permit issued October 13, 1960, with total bond of $6000.00 for ten groins.

Upon motion duly adopted, the Trustees authorized the eleven extensions and amendment of Permit 1413(G-29) with requirement of bond coverage of $1000 per groin, extended, as recommended by the Coastal Engineering Laboratory.

TRUSTEES' OFFICE - Attention was called to vacancy on the Trustees' Staff since resignation more than a month ago of the assistant to the Chief Cadastral Surveyor. The Director recommended offer of employment to John DuBose who had been employed by Central and Southern Florida Flood Control District for the past seven years in work of a similar nature. The proposed transfer was discussed with the Director and Attorney for the District who recommended Mr. DuBose. Attention was called to the salary for the open position budgeted $7505.00 per year effective July 1, 1963.

Upon motion by Comptroller Green, duly adopted, the Trustees authorized employment of John DuBose as assistant to the Chief Cadastral Surveyor in the Trustees' Office at $7505.00 per year plus cost of moving based on bids, effective upon transfer of Mr. DuBose.

TRUSTEES' OFFICE - Upon motion duly adopted, the Trustees authorized purchase of two drafting chairs at $33.00 each net from General Office Equipment Company.

CAPITOL CENTER - Upon motion by Attorney General Ervin, seconded and adopted, the Trustees authorized execution of contracts for purchase of the following property in the Capitol Center:

From Marvin Collins, Jr., and Alice C. Wadsworth
as Executors of Estate of Marvin H. Collins, Sr.,
Lot 15 Chaires Addition, Sub. 9, City of
Tallahassee $37,000.00

From Howell Wadsworth, the West 1/2 of Lot 19
Chaires Addition to the City of Tallahassee
$ 3,200.00

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

Tallahassee, Florida
April 23, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meeting on April 16, 1963, which were approved by the Attorney General and copy furnished to each member.

LAND SALES

BROWARD COUNTY - File No. 1292-06-253.12. On March 6, 1963 the Trustees granted request of the City of Fort Lauderdale for dedication of 3.896 acres of submerged land lying west of Government Lot 1 in Section 12, Township 50 South, Range 42 East, Broward County, within the established bulkhead line in New River Sound easterly of the channel of Intracoastal Waterway, located approximately half-way between the city-filled parking area at Las Olas Bridge and the Bahia Mar Marina and about 350 feet easterly of centerline of the waterway. The city proposed construction of a Swimming Hall of Fame and Olympic Pool. The land was advertised for objections only in the Fort Lauderdale News with proof of publication filed with the Trustees.

Protests filed by G. B. Simons, Jr., S. V. Saunders, Mrs. George Carolan, Mrs. G. E. Plumb, J. T. Nelson, K. C. Oberle and others expressed concern for traffic problem, commercialization in and depreciation of residential area, worsening of debris and congestion problem in the cove adjacent to the Bahia Mar Basin which during the winter was occupied by about 400 boats. Mr Nelson raised a legal question concerning title to part of the area sought, and question was also raised as to whether the city was riparian owner of all of the waterfront to which the application was related. Assistant City Attorney, Dermit Doyle, presented facts in refutation of the protests, mentioned benefits to the city from the A.A.U. approved proposed facilities, availability of fill material from dredging of Intracoastal Waterway, and discussed city financing plans.

Upon motion by Treasurer Larson, seconded by Attorney General Ervin, and adopted without objection, the Trustees overruled the protests and, subject to final checking by the Staff as to land title, authorized dedication of the requested parcel of land for public municipal purposes only with inclusion in the instrument of a revocation or reversion clause if not used as site for the Swimming Hall of Fame within three years.

DADE COUNTY - File No. 1262-13-253.12. On March 6 the Trustees considered application by S. M. Greene and wife, abutting upland owners, to purchase two parcels of submerged land in Elliott Key in Sections 1 and 2, Township 58 South, Range 41 East, Parcel "A" being 1.5 acres in the Atlantic Ocean appraised $380.00 per acre and Parcel "B" being 5.9 acres in Biscayne Bay appraised $300.00 per acre, totaling 7.4 acres, more or less.

The land was advertised for objections only in the Homestead News, with proof of publication filed. Protest received from John R. Brons as to angle of the extension toward the bulkhead line was not considered valid. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion unanimously adopted, the Trustees overruled the objection and confirmed sale to the applicants at the appraised prices offered for the two parcels.

INDIAN RIVER COUNTY - File No. 927-31-253.12. On February 26 the Trustees considered offer of the appraised value of $621.00 per acre from William Van Busch, riparian upland owner, for purchase of a parcel of submerged land in Sections 29 and 30, Township 32 South, Range 40 East, Indian River County, between the mean high water line and the bulkhead line established for an existing island in Government Lots 2, 3, 4 and 5 of said Section 30 and in Government Lot 3 of said Section 29, the width of the parcel averaging 25 feet except for additional width in an existing natural pocket. The land was advertised for objections only in the Press Journal of Vero Beach, Florida, and proof of publication was filed with the Trustees. Applicant's engineer, Robert Lloyd, was present.

Objection by Robert J. Pfeiffer concerned the road connection proposed by owner between the existing Bethel Isles and the subject area on land owned by applicant crossing a non-navigable water area which was deepened by applicant and in which he proposed to install or had installed a culvert. The Attorney General held, in accordance with Court decisions, that the owner of a privately cut canal in his property had the right to restrict navigation within his land or close such canal.

Upon motion by Comptroller Green, duly adopted, the Trustees overruled the objection and confirmed sale to the applicant at the appraised price offered.

MONROE COUNTY - File No. 1277-44-253.12. On March 6 the Trustees considered application by J. L. Kulp and wife, abutting upland owners, to purchase a parcel of submerged land in the Straits of Florida in Section 14, Township 62 South, Range 38 East, 0.34 acre at Key Largo appraised $300.00 per acre. The land was advertised for objections only in the Coral Tribune, proof of publication filed and no protest to the sale was received.

Upon motion duly adopted, the Trustees confirmed sale of the parcel to the applicants at the price offered.

MONROE COUNTY - File No. 1278-44-253.12. On March 6 the Trustees considered application by Snappercreek Trading Company, Inc., abutting upland owner, with offer of the appraised price of $300.00 per acre for a parcel of submerged land in the Straits of Florida in Section 14, Township 62 South, Range 38 East, 0.88 acre at Key Largo. The land was advertised for objections only in the Coral Tribune, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the price offered.

PALM BEACH COUNTY - File No. 1283-50-253.12. On March 12 the Trustees considered offer of the appraised price of $300.00 from E. Warner VanZandt, abutting upland owner, for a parcel of submerged land in Jupiter Sound in Section 30, Township 40 South, Range 43 East, Gomez Grant, 0.189 acre within the established bulkhead line. The land was advertised for objections only in the Palm Beach Post, proof of publication filed with the Trustees, no protest received, and Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale to the applicant for $300.00 for the parcel.

VOLUSIA COUNTY - File No. 1267-64-253.12. On March 12 the Trustees authorized advertisement of five contiguous parcels of submerged land in the Halifax River in Sections 13 and 14, Township 16 South, Range 33 East, containing a total of 52.5 acres, more or less, landward of the established bulkhead line, applied for by the following upland owners: Beach Manor Estates, 17.4 acres; River-Ocean Development Corporation, 8.7 acres; Anne B. France, 5.8 acres; Theodore A. Atlas et ux, 13.4 acres; C. E. Powell et ux, 7.2 acres. The land was advertised for objections only in the News Journal, Daytona Beach, Florida, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcels to the five applicants at the appraised price of $200.00 per acre.

APPLICATIONS FOR LAND

DADE COUNTY - File No. 1311-13-253.12. Wallace S. Kreidt, riparian upland owner, offered $100 for a parcel of submerged land in Section 1, Township 54 South, Range 41 East, in the Miami River landward of the established bulkhead line, adjacent to his upland in Lot 1-B and part of Lot 2-B, Riverside Waterfronts Subdivision, City of Miami. The parcel was a strip 110.19 feet long with average width of 32.32 feet. Relation between the original and present shore lines could not be established from records of the Trustees and information from M. B. Garris, surveyor in the zone more than fifty years, concluded that all or part of the subject parcel was not originally submerged land but rather upland removed by erosion or caused by channel works opposite the Kreidt parcel. Applicant tendered $50.00 processing fee and, although title to the strip was not vested unquestionably in the Trustees, the submerged area was sovereignty in character and sale at the price offered was recommended subject to advertisement for objections only. Other similar applications for areas within the city bulkhead line were anticipated.

Upon motion by Mr. Green, adopted without objection, the Trustees approved the recommendation and authorized advertisement of the 0.075 acre parcel.

PALM BEACH COUNTY - J. W. Brown offered the appraised value of $78.75 per acre for the scattered five-acre tracts in Sections 4 and 5, Township 45 South, Range 35 East, consisting of N½ of SE¼ of SE¼ of NE¼ and Tracts 16, 17, 18, 21, 37, 45, 46, 47, 48, 81, 82, 83, 109, 110 and that part of Tract 2 in Okeechobee Fruit Lands Company Subdivision lying west of Miami Canal containing in all 79.76 acres, more or less. Game and Fresh Water Fish Commission reported best use of the tracts was farming and the Governor's Committee on Recreational Development recommended public sale with appraised value as starting bid. Appraiser stated that the best use was for growing sugar cane but due to the tracts being small and not contiguous, it was discounted 25% from the market value of surrounding acreage.

Upon motion duly adopted, the Trustees approved advertising the land for competitive sale with starting or base bid of $78.75 per acre, with sale subject to any outstanding drainage taxes.

PALM BEACH COUNTY - Robert E. Mathews, Jr., on behalf of client, applied for 25-year agricultural lease of 5,765.27 acres owned by the Board of Education and the Trustees, as follows:

State Board of Education: All of Sections 6, 7, 8, 16
and 17, Township 45 South, Range 38 East,
3,202.36 acres, more or less.

Trustees of Internal Improvement Fund: All of Sections
1, 12, 13, Township 45 South, Range 37 East and Section
18 of Township 45 South, Range 38 East,
2,562.91 acres, more or less.

Applicant offered annual rental of $2 per acre for first two years, $4 per acre for third and fourth, $6 per acre for fifth and sixth, $8 per acre for seventh and eighth, and $12.50 per acre for ninth and tenth with remaining fifteen years at $15 per acre, guaranteed $75,000 investment in improvements in developing the land within the first two years and further guaranteed first six years' rental amounting to $138,366.48 ($76,856.64 to Board of Education and $61,509.84 to Trustees). Total rental for the 25-year term would be $1,671,918.30 averaging $11.60 per acre per year for the 25-year period. Applicant proposed that lease include option for 10-year extension at end of 25-year period at rental fixed at 4.4% of comparable raw land.

The rental offered for the 25-year lease appeared sound in view of the fact that the land was in the wild state requiring clearing and draining and being without public access. Trustees' Director recommended that in event lease was made, option to extend, if allowed, should be for reasonable rental based on appraisal of the land and all improvements which vest in the Boards at the end of the 25-year period. The appraised value determined in 1961 was $100.00 per acre at which time a 10-year lease was granted but was cancelled at end of the first year for failure to pay rental.

Upon motion duly adopted, the Trustees concurred in action of the State Board of Education in meeting on this date referring the application to a committee composed of Commissioner of Agriculture Conner, Attorney General Ervin, and Superintendent Bailey. Mr. James Colbert, present on behalf of the applicant, was requested to meet with the committee.

SARASOTA COUNTY - City of Sarasota Resolution adopted April 1, 1963, requested dedication for municipal park purposes of a tract of approximately 16 acres in Sarasota Bay in Section 19, Township 36 South, Range 18 East, for development of a city marina and recreation area. The city's preliminary estimates and plan involving extensive filling included a portion of right of way on sovereignty land granted by Trustees for State Road 45 (U.S. 41) and anticipated ultimate removal of the existing City Hall and use of that area as park with pedestrian overpasses to the new project. The City claimed riparian ownership of fee simple title underlying the road easement at the shore line, that the State Road Department had agreed to release that portion of right of way, and that the City was prepared to proceed with bond validation proceedings upon authorization of the grant by the Trustees.

Douglas K. Warner, Mr. Ware, Charles Robinson, D. L. Givens, H. Hodson, Mrs. Edna Davis, Bird Key Association, Harbor Acres Association and others protested the city's plan based on financial and aesthetic reasons (traffic congestion, loss of view), that the City Commission was divided on the issue, that there was not general public approval and the project should be submitted to a public referendum.

Mayor Herschel C. Hayo and City Manager Kenneth Thompson discussed the city's plan as a means of revitalizing the economy and taking advantage of the waterway and the material dredged from the new pass. Trustees' Engineer Kidd recommended approval and Staff recommended advertisement for objections with costs reimbursed by the city.

Motion was made by Mr. Larson, seconded and adopted, with Attorney General Ervin voting "No", that the application of the City of Sarasota for municipal park purposes only be approved subject to procurement of the release from the State Road Department, and subject to advertisement for objections.

MISCELLANEOUS

CITRUS COUNTY - Senator James E. Connor, Representative Allison R. Strickland, Commissioner Robert N. Gilstrap and County Engineer were present on behalf of request of the Board of County Commissioners of Citrus County (Resolution adopted April 16, 1963 filed with Trustees) for loan of $35,000 for construction of canal from Floral City Lake to Davis Lake near Inverness, 4.11 miles, of which 3.14 miles required construction with total cost less bridges estimated by consulting engineers at $33,000. Southwest Florida Water Management District Resolution adopted April 10, 1963 recited that the plan was approved by Withlacoochee River Basin Board on April 5, 1963 but modifications were suggested. Southwest District approved the canal as the first unit of a county-sponsored project to serve water supply requirements of the entire Tsala-Apopka Lake Chain and approved the plan subject to modification to include an emergency control structure and to eliminate lowering of a structure in the Orange State Canal and subject to approval of final plans and specifications. Senator Connor said the project was vital to insure water level and control and the county would repay the loan $5000 per year.

The Director stated for the record that the $35,000 loan was not included in the Trustees' budget.

Upon motion by Commissioner Conner, duly adopted, the Trustees approved loan of $35,000 to Citrus County for the purpose requested, with interest of three per cent and repayment by the County of $5000 per year, subject to the county delegation clearing with the Attorney General's office as to any Legislation or legal authority required.

DADE COUNTY - Upon motion duly adopted, the Trustees authorized State Permit to S. Z., Inc., for $100.00 processing fee for installation of docking facilities to serve tenants, owners and guests of "Biscayne-21" on Biscayne Bay at Tracts 1 and 2, Ursin Tract in the City of Miami, conditioned upon procurement of the necessary city and federal permits.

DADE COUNTY - Mr. Lewis Adams, member of the Islandia City Council, speaking on behalf of the city, requested grant of causeway right of way over state sovereignty lands for Islandia's alignment plan recommended by Dade County manager and County planning section which the City of Islandia would accept (even though it differed from the city plan) in order to get immediate action for financial reasons and to make early application for federal matching funds. Mr. Adams said that the city, as requested by the Board, had many conferences with Metro Dade and Seadade ship channel interests without reaching three-party accord, but now there was accord between Islandia and the county manager and planning section on causeway alignment. He discussed the position of ship channel interests and said that Islandia had refrained from expressing objections, that the city could not finance bridge over the Seadade Ship Channel, and that when Islandia's alignment was granted then the problem would be reduced to questions to be settled between the county and Seadade.

Mr. Adams said that construction of the causeway would create many jobs and make a second highway to the Florida Keys, that Dade County was losing a large amount of taxes for every day of delay in connecting the islands, that the Trustees had given every consideration to the county and that now action should be taken to grant the right of way which the Trustees had authority to do within the law and in the public interest. It was reported that the State Road Department had not been asked to investigat the proposed route of the causeway through the keys, and that a private group was also interested in the project.

The Governor stated that the Board could not take action on this date but that Mr. Adams should pursue the matter with the Trustees' Staff for a hearing date to be set and proper parties notified.

It was so ordered.

PINELLAS COUNTY - Upon motion by Mr. Larson, duly adopted, the Trustees authorized State Permit to Leon W. Noel and George E. Noel for three covered boat slips for privately owned boats at Block 19 Mitchell Beach Subdivision, Madeira Beach on Boca Ciega Bay, for which Pinellas County Navigation and Control Authority Permit No. 2475, consent of adjacent owners and $100.00 processing fee were filed with the Trustees.

PUTNAM COUNTY - (a) SAKSP Permits (63-169) Curtis A. Putnal tendered $10 processing fee for State Permit after-the-fact for pier and boat shed inSt. Johns River at his lot at Bridgeport; also (b) SAKSP Permits (63-170) Alva Brannon applied for State Permit to construct pier in St. Johns River at his lot southerly of and adjacent to the Putnal lot.

Attention was called to the map furnished by the U. S. Engineers which showed the existing dock of C. A. Dahlke covered by State Permit with a portion indicated for removal. Mr. Dahlke advised that he did not plan to remove any of his pier but to relocate his boat shelter to the westerly side of his pier. He and C. T. Tomlinson protested that the proposed pier would shut them off from the river and upon examination of the drawing it appeared that the only practical solution was to reduce the length of the existing Putnal Pier (built without permit) and proposed Brannon pier, and that effort should be made to secure similar reduction in the Dahlke pier. The Staff would recommend federal permit for dredging to deepen channels into the cove so that the piers would reach navigable depth.

The Trustees declined to authorize State Permits for the Brannon or Putnal docks pending reduction in length of both docks to protect ingress and egress for other riparian owners in the cove.

MARION COUNTY - Mr. Sam Love requested action by the Trustees to require proper maintenance of the causeway bridge in Lake Weir at Island No. 1 called Timucuan Island (Bird Island). The Board in 1959 required formal agreement and construction of the bridge in connection with filling inLake Weir by Fred D. H. MacKenzie. Mr. Love stated that clearance for boats passing between the two bodies had never been maintained and he felt that some group should fill the obligation to force the issue on behalf of the many boat owners and fishermen needing the water passage under the causeway bridge.

The Trustees directed Engineer William R. Kidd to investigate the complaint and make recommendation to the Board at a later meeting.

POLICY - Attention was called to a ten-page "Guide to the Conservation of Shorelines, Submerged Bottoms and Saltwaters with Special Reference to Bulkhead Lines, Dredging and Filling" dated March 1963 issued by Florida Board of Conservation which recommended that bulkhead lines be set no further offshore than the mean low tide line, that no dredging be allowed beyond bulkhead lines except for public projects or navigation with those controlled as to depth and area and that bulkhead lines follow natural curves of shore, avoiding long straight lines. The publication stated that "tax

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benefits to be derived from real estate developments is illusory" and that "Actually, there is little or no net gain in taxes generally", and advocated the preservation of marshes, mangrove islands in developed bayshores, and mangrove swamps.

The Staff pointed out that the bulkhead law was administered, first of all, at the local level requiring publication of notice and public hearing before bulkhead lines were fixed by duly elected local officials, the lines representing locations deemed by the local governing bodies to be in the public interest.

The Board expressed interest in reading the booklet to see what guidance there might be for future bulkhead line consideration. The theory and general recommendations appeared good except in instances where it was not in the public interest.

LEGISLATION PENDING - The Director called attention to the following bills affecting the Trustees of the Internal Improvement Fund:

1. Senate Bill 343: Creates Division of Beaches and Shores in Board of Conservation to administer and enforce all provisions of law relating to preservation and restoration of beaches and shores, including erosion and storm damage; provides for employment of a Director and other personnel.

2. House Bill 853: Requires Trustees to provide a separate Land Management Division to select, contract for, appraise, survey, condemn, negotiate for purchase, development and use of all land, water areas and related resources generally classified as outdoor areas, including areas for outdoor recreation, wildlife management and control, conservation areas, forestry areas, water storage areas, navigation channels, rights of way for access roads; provides for Trustees to issue revenue bonds; creation of a land acquisition trust fund to receive all revenues from sales, leases and operations. The bill purports to repeal all laws in conflict (constitutional and statutory share of State School Fund, portions of authority of Central and Southern Florida Flood Control District, possibly State Road Department and other agencies); could force the State Board of Education to sell all of its lands.

3. Senate Bill 302: Assigns management, supervision and use of land acquired for outdoor recreation, conservation and natural resources to Board of Conservation with authority to allocate and lease; requires Trustees to acquire and hold lands requested by Board of Conservation; creates land acquisition trust fund to be held and administered by Trustees.

4. House Bill 852. Provides authority (permissive) for net proceeds of sale, lease or other disposition of state lands administered by Trustees to be paid into land acquisition trust fund (H.B. 853) except proceeds payable to State School Fund and except Murphy Act (General Revenue) fund.

5. House Bill 375: An act relating to land title; need and exact intent is vague; apparently all reserved oil and minerals, rights of way and other interests not specifically cited in recent conveyances and not actually exercised or used by the holder would be extinguished unless declaration of the specific right or interest is filed with Clerk Circuit Court of the County with complete description, reference to same in public records, names and addresses of record owners, plus fees. The bill would appear to provide easy means for extinguishment of the State's reserved canal rights, oil, minerals, easements, etc.

6. Senate Bill 358 (H.B. 488): Provides Trustees and Board of Education shall not sell or lease reserved oil and minerals to other than surface owner without joinder of surface owner or in concurrence with sale or lease by surface owner.

7. House Bill 671: An Act to create a State Bureau of Land Surveys; would appropriate to itself the Field Note Division,

its files, plats, field notes, Spanish Archives, duplicating and all other equipment and personnel and assign same to a State Land Surveyor. Need for such Bureau is not clear as the Field Note Division has a long record of active, satisfactory service to the surveying and engineering profession of the State and is fully capable to continue under the current organization of personnel in coordination with functions of the Land Office and Trustees.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson, duly adopted, the Trustees approved Report No. 829 listing 2 regular bids for sale of Murphy Act lands, and authorized execution of deeds pertaining thereto.

BAY COUNTY - Marie A. Pitfield offered $320.00 for conveyance of a tract of land described as the East 1/5 of South 1/2 of Section 17, Township 5 South, Range 12 West, 64 acres in Bay County, certified under Tax Sale Certificate Nos. 64 of 1933 and 4903 of 1933.

Upon motion by Mr. Larson, duly adopted, the Trustees approved conveyance to the applicant under Chapter 28317, Acts of 1953, commonly called the Hardship Act, for the price offered.

Upon motion, seconded and adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

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Tallahassee, Florida
April 29, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

DADE COUNTY - File No. 439-13-253.12. Application by Rosalie and Geraldine Wolfe; 1.44 acres less reservation to be made for street extension; and

File No. 440-13-253.12. Application by Iris Ann Savage Diciacco; 1.11 acres less reservation to be made for street extension.

On April 9, 1963 the Trustees deferred action for investigation by Engineer Kidd of the two above applications for submerged Biscayne Bay land between Lots 1 and 2 of Coral Park and the established bulkhead line. Staff recommended confirmation of the sales subject to reservation of 17 feet from each to provide 34-foot extension of Coral Drive together with adequate cul-de-sac with frontage of 65 feet at the bulkhead line.

The application had been considered at a number of previous hearings. The Trustees approved the plan recommended for extension of Coral Drive with turn-around at the bulkhead line. The Attorney General was reported to have suggested that deeds be held for thirty days. He had also suggested to the staff that the approval of the sale be withheld until it could be determined what plan, if any, the city had for use of the submerged area in the pocket lying between the bulkhead line and the street located in the southerly portion. Treasurer Larson said that after many years delay, in and out of court, he felt that the applicants were entitled to deeds. Engineer Kidd agreed that there appeared no basis for further delay.

L. J. Cushman and E. F. P. Brigham, attorneys for the respective applicants, urged confirmation of sales for the applications pending since 1956, read from the Court's dismissal of the City of Miami's suit and said the city could secure land, if required for public purposes, by condemnation.

Upon motion by Mr. Larson, seconded by Mr. Green and adopted, the Trustees overruled previously filed objections and confirmed sale of the two Dade County parcels on the basis of the appraised price offered, $3125.00 per acre, applicants to furnish amended map, legal description and title certificate.

DADE COUNTY - File No. 1306-13-253.12. Islandia Properties Company, abutting upland owner, represented by Hofmann, Brandt and Doyle, offered the appraised price of $380.00 per acre for a parcel of submerged land in the Atlantic Ocean in Section 18, Township 57 South, Range 42 East, 3.0 acres at Elliott Key, Dade County.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

PALM BEACH COUNTY - Five applications were submitted by Brockway, Weber and Brockway for abutting upland owners to purchase parcels of sovereignty land in Boca Ratones Lagoon in Section 16, Township 47 South, Range 43 East, Palm Beach County. The Trustees' attention was called to the map showing the meander lines of the government survey, that since the hiatus area was no longer submerged no bulkhead line was required, that in the past some filling and cuts had been made by county mosquito control works, that some land titles in the past were approved overlooking the hiatus. Staff Appraiser Weigel concurred in the prices shown below.

Without objection, the Trustees authorized advertisement of the following applications:

File No. 1192-50-253.12. Vincent Palisano, et al, 1.081 acre parcel appraised $1704.00.

File No. 1193-50-253.12. Ralph A. Rich, 0.215 acre parcel appraised $338.25.

File No. 1194-50-253.12. Joseph Trerotola, 0.569 acre parcel appraised $880.20.

File No. 1196-50-253.12. Robert M. Condra, 0.733 acre parcel appraised $1153.50.

File No. 1197-50-253.12. William J. Hoysgaard, et al, 2.023 acres appraised $3183.00.

MONROE COUNTY - J. Bruce Vining, owner of Government Lot 4 in Section 27 and holder of contract to purchase Government Lot 3 in Section 27, all in Township 62 South, Range 38 East, total 71.97 acres, proposed to exchange 70.43 acres of said lands under open waters of Tavernier Community Harbor for 70.4 acres of sovereignty mangrove in Sections 27 and 28, Township 62 South, Range 38 East. Mr. Vining proposed exchange based on approximate acreage equivalent rather than appraised value (no appraisal was made).

The submerged government lots owned by Mr. Vining constituted only a fraction of the harbor area in record private ownership and Staff was unable to affirm whether said lots were formerly land eroded or torn away by storms or whether the official U. S. Survey of 1873 was grossly erroneous. No elevations or mean high water lines were shown on the map but a large percentage of the 70.4 acres was between Government Lot 5 of Section 28-62-38 and open waters of Florida Bay. Applicant did not offer to include a triangular 0.57 acre parcel in southeast corner of Gov. Lot 3 nor a triangular parcel of 0.97 acre in southwest corner of Gov. Lot 4, both of which were landward of proposed offshore limits for sale, reservation of which parcels from the exchange might result in conflict with riparian rights of the upland owners. While exchange to extinguish private ownership under public, open waters might be desirable, Staff questioned advisability of exchanging for less than the entire Gov. Lots 3 and 4 and conveyance of mangrove areas between Gov. Lot 5 of Section 28 without written assent of the several affected upland owners.

Need for further information being evident, the Trustees took no action.

MARTIN COUNTY - Upon motion duly adopted, the Trustees granted to Florida Inland Navigation District on behalf of the United States a temporary easement to expire June 30, 1964 for borrow area purposes over the bottoms of Pecks Lake in Jupiter Sound, Gomez Grant, the fill from the temporary easement to be used to repair a break-through in the land between Pecks Lake and the Atlantic Ocean.

INDIAN RIVER COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of refund of $50.00 to William Van Busch, applicant in Trustees' File No. 927-31-253.12, for reason of submission of duplicate application fee.

PALM BEACH COUNTY - File No. 1157-50-253.124. Upon motion adopted without objection, the Trustees approved fill permit issued by the Town of Lantana to A. W. Steffey to fill the submerged land previously purchased comprising 0.19 acre lying in Lake Worth in Section 3, Township 45 South, Range 43 East, Palm Beach County.

PALM BEACH COUNTY - File No. 1186-50-253.124. Upon motion adopted without objection, the Trustees approved fill permit issued by the Town of Lantana to Jack C. Lee to fill the submerged land previously purchased comprising 0.13 acre lying in Lake Worth in Section 3, Township 45 South, Range 43 East, Palm Beach County.

POLK COUNTY - Upon motion adopted without objection, the Trustees granted permit without charge to Florida Game and Fresh Water Fish Commission to use 1500 cubic yards of fill material from Lake Parker to improve the Commission's property in Section 6, Township 29 South, Range 27 East, Polk County.

PINELLAS COUNTY - Pinellas County Attorney, for the Board of County Commissioners, proposed that piers for motels and hotels for use by guests be classified as private piers the same as piers for use by an owner, his family and friends, for which no charge is made. Under the regulatory procedures defined in Minutes of December 8, 1959 and modified May 3, 1960, filed with the Secretary of State as regulations pursuant to Section 120 Florida Statutes, three categories of docks were licensed by State Permit:

A. Private, simple dock, pier or wharf consisting of deck with or without rails (without roofed area of shed or boathouse), supported by piling or open trestle, for private use by owner-family and family friends. Granted without processing fee.

B. Private, simple dock with roofed area, shed or boathouse. For use by owner-family and family friends. Processing fee $10.

C. Public, club and commercial docks, piers and wharves with or without boat slips, marinas, including wharf, dock and pier facilities of hotel, motel or apartment house. Processing fee $100. For this group, plans by registered engineer in the interest of public safety, and consent of adjacent owners were required.

Operation of a motel or hotel was a commercial enterprise and piers, whether or not the paying guests paid extra for use, were a conversion of public water area to the benefit of the commercial enterprise. Staff recommended that such piers remain in the same general category as commercial, industrial and club piers in accordance with existing regulations which required applicants to furnish adjacent ownerships and consents. In Pinellas County the Water and Navigation Control Authority processed applications and furnished the Trustees copy of county permit and transcript of its minutes relating to the matter. Many were processed without showing of adjacent ownerships or consents and without information as to local zoning; frequently the Staff must request the permittee to furnish such.

The Trustees directed that the existing regulations be continued with no change.

TRUSTEES' FUNDS - Florida Board of Parks and Historic Memorials requested that further repayment on the $240,600 loan made by the Trustees on September 26, 1961 without interest, be deferred until June at which time the Park Board agreed to repay the entire balance. On November 28, 1961 the Trustees agreed to deferment of repayment to allow use for construction of facilities for the Pennecamp Coral Reef State Park, subject to provision whereunder unpaid balance at the end of the biennium would be repaid by transfer from the General Fund or, if that was not sufficient, the same be carried over into the next biennium. The sum of $120,600 remained unpaid and Assistant Park Board Director Roy M. Brooks advised that release of $150,000 fromPark Service Trust Funds for capital outlay for the Coral Reef Park was authorized by the Budget Commission February 6, 1962 for release in June.

Upon motion duly adopted, the Trustees granted the request for deferment of loan repayment by the Florida Board of Parks and Historic Memorials until June 1963.

TRUSTEES' FUNDS - U. S. Geological Survey, Topographic Mapping. Under Chapter 57-775 the Trustees were directed to make available $10,000 per year and the State Road Department $30,000 per year to the United States to accelerate the topographic mapping program on a cooperative basis whereunder the U. S. bears half of the cost. Other state agencies and counties might contribute on the same basis. Memorandum of Chairman of the Road Department advised that less than 40% of the state was adequately mapped as to topography, that 40% had never been mapped in that manner and 20% of the mapped areas were now obsolete; that the development and growth of Florida was so great that the mapping program was unable to keep pace; that approval had been obtained for legislation to increase the Road Department's contribution from $30,000 to $50,000 per year and that approval was urged for increase of Trustees' contribution from $10,000 to $20,000 per year. The cost per quadrangle map was approximately $12,000 and the two increases would allow for nearly 11 new areas of 60 square miles each to be mapped or revised annually.

Upon motion adopted without objection, the Trustees approved increase of contribution to $20,000 per year for topographic mapping of Florida under the cooperative program with the United States.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson, duly adopted, the Trustees approved Report No. 830 listing two regular bids for sale of Murphy Act land, and authorized execution of deeds pertaining thereto.

ALACHUA COUNTY - J. R. Emerson offered $450.00 for conveyance under Chapter 28317, Acts of 1953, commonly called the Hardship Act, of five parcels of land certified under Tax Sale Certificate 533½ of 1894 described as Lots 6, 7, 18,19 and the East 10 feet of Lot 17, Block 26, New Gainesville in Alachua County.

Upon motion adopted without objection, the Trustees approved conveyance of the parcels under Chapter 28317 for the amount offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

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Tallahassee, Florida
May 7, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meetings held on April 23 and 29, 1963, which were approved by the Attorney General and copies furnished to each member.

MONROE COUNTY - File No. 1307-44-253.12. F. Hamilton Merrill, abutting upland owner represented by G. A. Crawshaw, offered the established price of $300.00 per acre for purchase of a parcel of submerged land in the Bay of Florida in Section 8, Township 63 South, Range 38 East, 0.60 acre at Plantation Key, Monroe County.

Upon motion by Mr. Green, duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1308-44-253.12. Norman White, abutting upland owner represented by G. A. Crawshaw, offered the established price of $300.00 per acre for purchase of a parcel of submerged land in the Bay of Florida in Section 8, Township 63 South, Range 38 East, 2.01 acres at Plantation Key, Monroe County.

Upon motion by Mr. Green, duly adopted, the Trustees authorized the land advertised for objections only.

COLLIER COUNTY - File No. 1257-11-253.12. Bulkhead Line and Application to Purchase.

On January 8, 1963 the Trustees deferred action on revised bulkhead line in the City of Naples, Collier County, and the application of B. W. Morris, Jr., and Naples Yacht Club, Inc., to purchase 0.975 acre in Naples Bay, pending modification to exclude a 50-foot parcel on the east and for investigation and appraisal of the objections of three nearby owners.

Engineer Kidd inspected the area February 26 and recognized advantages of channel improvements which would result from the contemplated improvement but found that the owners of seven lots in the vicinity protested the proposed extension, that owners of Lot 13 Block 4 had the most valid objections based on reduction of view and bringing of a semi-commercial enterprise nearer to their residence, and that a favorable recommendation could not be given. On February 28 the applicant was mailed copy of Mr. Kidd's report suggesting a reasonable extension and that applicants might contact the riparian owners and work out an acceptable arrangement. Applicant requested rehearing before the Trustees but filed no report to indicate that efforts were made to work out acceptable plans.

Upon motion duly adopted, the Trustees sustained the Staff position that applicants' report should be filed before rehearing was scheduled.

BAY COUNTY - Bulkhead Line. Presented for formal approval were bulkhead lines fixed April 9, 1963 by the City of Panama City Ordinance No. 705 for St. Andrews Bay between Wainwright Shipyard (Hanna Avenue) and a point northwest of intersection of 12th Street and Bayview Avenue (West 740 feet from a point North 0°15' East from Southeast corner of SE¼ of NW¼ of Section 1, Township 4 South, Range 15 West). The lines were located approximately 250 feet offshore throughout and no objections were presented at the public hearing.

Upon motion duly adopted, the Trustees formally approved the bulkhead lines fixed April 9, 1963 by the City of Panama City.

ST. LUCIE COUNTY - Bulkhead Line. Staff recommended referral back to St. Lucie County of the bulkhead line fixed February 19, 1963 by the Board of County Commissioners encompassing the existing privately owned Nettles Island in the Indian River, and adjacent 100-foot strip which would allow enlargement of the island from 49.81 acres to 125.53 acres. Bulkhead line for the mainland north of the island was established and would leave 650 feet of open water, but no bulkhead line was established for the rest of the mainland. The westerly unit of the bulkhead line was about 2100 feet east from center of Intracoastal Waterway channel and would project further into the river than the mainland bulkhead line immediately north of the island. No objections were registered at the county hearing.

Staff suggested amendment to eliminate the lines along the 100-foot connecting strip since access could be provided by easement. No bulkhead lines having been established for mainland east of the island, the bulkhead lines if provided for the access strip should terminate offshore to avoid prejudice of rights of other owners in the zone. The area west of the island was a 50-acre tract sold to the owner of the island in July 1956, and projected about 600 feet further west than the bulkhead line next north of the island. Staff suggested that an exchange might be worked out of submerged land east of the island for a portion of the 50-acre tract west of the island.

Upon motion by Attorney General Ervin, duly adopted, the Trustees directed that the bulkhead line be referred back to St. Lucie County with suggestion that the county consider amendment to eliminate the 100-foot connecting strip and any further reduction considered desirable, and that the Staff work out land exchange with the island owner if possible.

DADE COUNTY - City of Miami requested rehearing on its request for conveyance of SW¼ of SW¼ of SW¼ of Section 10, Township 54 South, Range 42 East which was former upland of Virginia Key in record ownership of V-K Properties, Inc., and pending before the Trustees for disclaimer of the portion within the established bulkhead line. In substance, the Trustees were requested to adjudicate the question as to whether the private record title had been extinguished.

On September 11, 1962 the matter was referred to the Attorney General. Mr. Ervin recommended that the matter be reheard by the Board and he would be willing to issue deed to the city and hold thirty days to afford V-K Properties, Inc., opportunity to take legal action.

The Trustees directed that rehearing be scheduled at a future date after the current Legislative Session.

INDIAN RIVER COUNTY - File No. 1317-31-253.12(1). Charles E. Smith, on behalf of Kennett B. Olson and wife, applied for disclaimer of 16.05 acres, more or less, within the established bulkhead line, outside of the U. S. meander of Sections 5 and 8, Township 33 South, Range 40 East, in the Indian River at Vero Beach, Indian River County. The area was filled in connection with mosquito control operations in 1956 as evidenced by affidavits of the Director of the County Mosquito Control District and the Engineer who supervised the work, and a large canal was cut by applicants. Photographs taken in 1951, 1955 and 1963 evidenced the change from marginal mangrove, all or largely tidal, to filled land with considerable vegetation. Accurate estimate as to whether more than 50% was normally below water prior to the filling could not be determined but if so, the area would be subject to sale under provisions of Section 253.12(1) to the riparian owners, without advertisements, as sovereignty land filled subsequent to May 29, 1951 and prior to June 11, 1957. If more than 50% was exposed land at mean high tide prior to filling, the parcel might have qualified for survey by the United States as erroneously omitted land and subject to selection by the state as swamp and overflow land, or the United States might have construed the title to have passed in the patent of the adjacent surveyed land.

The matter was reviewed with the office of the Attorney General. Staff recommended conveyance under the cited statute at $100.00 per acre, comparable sales of submerged lands in the general zone including the following;

> St. Lucie County, July 1956, 50 acres at $50.00 per acre (Dyer);
> Martin County, Sept. 1956, 4 parcels aggregating 14.48 acres between upland and private islands at Sewall's Point at $100.00 per acre (Wareheim; Hiers; Cook);
> Brevard County, 1957, 215 acres at $100.00 per acre near Canaveral (Port Realty Company);
> Indian River County, 1957, 34 acres at $120.00 per acre at Vero Beach (Lowenstein).

Upon motion duly adopted, the Trustees approved conveyance under provisions of Section 253.12(1) at $100.00 per acre.

INDIAN RIVER COUNTY - In connection with construction of State Road A-1-A in Indian River County, the State Road Department made application for the following:

1. Dedication of 100 foot right of way across submerged lands in the Indian River in Sections 28 and 33, Township 30 South, Range 39 East;

2. Temporary easement to expire April 20, 1967, for dredging area in Sections 28, 29 and 33, Township 30 South, Range 39 East, in the Indian River.

Upon motion duly adopted, the Trustees approved issuance of dedication and easement requested by the State Road Department.

MONROE COUNTY - Des Rocher Sand Company, Inc., holder of Sand Lease No. 1172 which expired April 9, 1963, requested one year extension and furnished surety bond of $1000.00 to cover the additional time. Lease provided for royalty of 15¢ per cubic yard with $25.00 monthly minimum, and account was in good standing with last audit made in September 1962.

Upon motion duly adopted, the Trustees approved one year extension of the lease on the same terms and conditions.

PALM BEACH COUNTY - The Trustees discussed the agricultural lease which was referred on April 23 to a committee composed of Commissioner Conner, Attorney General Ervin and Superintendent Bailey, State Board of Education lands also being involved. Mr. Conner said a meeting was held, that sale was favored rather than a long-term lease, and that purchase offer had been made which the committee should consider. Competitive sale was suggested with requirement of reasonable assurances for execution of contract.

The Trustees deferred action pending further report from the committee.

PINELLAS COUNTY - Upon motion duly adopted, the Trustees approved issuance of State Permit to Kool's Marina, Inc., for commercial catwalk docks and boat ramps in Boca Ciega Bay at applicant's property in Government Lot 2 of Section 9, Township 31 South, Range 15 East, abutting State Road 233 at Madeira Beach, for which city and county permit No. 2479 was issued April 29, 1963 and $100.00 processing fee was tendered.

DESOTO COUNTY - James M. Wallace, holder of Purchase Contract No. 21566 dated May 30, 1957 covering Lot 15, Section 27, Township 39 South, Range 23 East, requested refund of all monies paid by him under the contract by reason of failure of the state's title as result of litigation involving the Trustees and Harry Toffel.

Upon motion duly adopted, the Trustees authorized total refund of $1,688.61, being all interest and principal under Contract No. 21566, amounting to $1,684.97, and including $3.64 advertising costs in connection with sale of the land to Mr. Wallace.

TRUSTEE'S FUNDS -On this date a Resolution was adopted by the Board of Conservation relative to channel improvement in the Apalachicola River. Governor Bryant directed that the minutes show that upon motion of Mr. Green, seconded by Mr. Conner, acting for the Trustees of the Internal Improvement Fund, the Trustees be directed to reimburse the United States the cost of acquiring a perpetual easement on and over Tract No. 413-E in fractional Section 25, Township 2 North, Range 8 West, Calhoun County, containing 5.0 acres, more or less. Director Randolph Hodges of the Board of Conservation presented the matter for confirmation in the Trustees' meeting. For the record it was noted that the Trustees' budget did not include the contribution.

Upon motion by Attorney General Ervin, duly adopted, the Board directed that up to $2000.00 be made available from Trustees' funds for the purpose requested.

TRUSTEES' FUNDS - Upon motion duly adopted , Comptroller Green was given authority to order necessary repairs for the Cabinet's airplane (Beechcraft), expenses to be paid from funds of the Trustees. This was an item not shown in the budget of the Trustees.

TRUSTEES' FUNDS - The Trustees, acting concurrently with the Budget Commission, approved release of $62,140.00 in Operating Trust Fund for Non-Operating Expenses, representing deposit on purchase of the Green Cove Springs Naval Station property on the St. Johns River in Clay County (see minutes January 29, 1963). This was an item not shown in the budget of the Trustees.

APPRAISALS - William R. Weigel, Trustees' Staff Appraiser, reviewed his procedure and the criteria which establish submerged land values for sale by the Trustees. He outlined a "Summary of Important Conclusions in the Appraisal of Sovereignty Lands" which included the following:

Two Approaches to Value:

1. Market Data or Comparative Process, as the basic method of approach to value.

2. Cost Approach of Producing Land, or Projected Development-Land Residual technique.

Questions to be considered during the appraiser's inspection of submerged land and the riparian upland tract:

1. What is the property's highest and best use?
2. Is the upland tract a physical entity - or is it dependent on annexation with the sovereignty land for optimum utility?
3. If the upland tract is too shallow in depth for development to its highest and best use, what added depth is necessary to produce a contiguous parcel for full utility?
4. To what degree does the sovereignty land enhance the riparian upland, considering development to its highest and best use?
5. How far should the development program be carried in order to make it comparable to similar sales in the market?
6. What is the probable or actual trend in the development of submerged lands in the area?

7. What are the motivations behind the applicant's request to purchase the abutting sovereignty land. Does the highest and best use study indicate a speculative or non-speculative plan of development?

Classification of the sovereignty land into distinctive problem types before the appraiser can apply the appropriate premise on which to predicate his valuation estimate:

1. The upland tract is a physical entity, restricted to single-family use.
2. The upland tract is a physical entity, legally permitted multi-family, commercial or industrial development; or the upland tract is a physical entity, legally available for interim uses but the area is not ripe for development into higher economic use.
3. The upland tract is a narrow strip of land, restricted

in use by its shallow depth which is inadequate for development to its highest and best use.

The Trustees accepted the report and upon motion by Mr. Ervin directed that the minutes make reference to the tables and criteria discussed by the Staff Appraiser.

SUBJECTS UNDER CHAPTER 18296

COLUMBIA COUNTY - Elizabeth Bryan Noegel made offer of $78.85 for conveyance under the Hardship Act of a parcel of land certified under tax sale certificate 14 of 1904 described as all of that part of SE¼ of SW¼ lying south of right of way of S.A.L. Railroad in Section 18, Township 3 South, Range 16 East, 15.77 acres, more or less, Columbia County.

Upon motion by Attorney General Ervin, seconded and adopted, the Trustees approved conveyance under Chapter 28317, Acts of 1953, for the amount offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

******* * ******* * ******* * ******* * ******* * ******* * ****

Tallahassee, Florida
May 14, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

LAND SALES

BREVARD COUNTY - File No. 1073-05-253.12. On April 2 the Trustees considered application by Grace Scobie, abutting upland owner, to purchase a parcel of submerged land in the Indian River in Section 3, Township 22 South, Range 33 East, Brevard County, containing 0.89 acre more or less, in the City of Titusville within the established bulkhead line, for which the adjusted price of $1480.00 for the parcel was approved by the Staff Appraiser. The land was advertised for objections only in the Star-Advocate, Titusville, Florida, proof of publication was filed and no protest was received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant for $1480.00.

BREVARD COUNTY - File No. 1282-05-253.12. On March 19 the Trustees considered application by Sophie Harris, abutting upland owner, to purchase a parcel of submerged land in the Indian River in Section 15, Township 22 South, Range 35 East, Brevard County, containing 0.88 acre, more or less, within the established bulkhead line. Notic of sale was published in the Star-Advocate, Titusville, Florida, proof of publication was filed, and the one objection filed was withdrawn. The Zoning Department of Brevard County granted dredge and fill permit for the parcel.

Upon motion duly adopted, the Trustees confirmed the sale based on the $1270.00 appraised price, and formally approved the fill permit granted by the county.

BREVARD COUNTY - File No. 1295-05-253.12. On April 2 the Trustees considered offer of the appraised value, $215.15, from Oscar B. Hunter, Jr., abutting upland owner, for two parcels of submerged land in the Indian River in Section 10, Township 22 South, Range 35 East, 0.144 acre in the City of Titusville, Brevard County, within the established bulkhead line. The land was advertised for objections only in the Star-Advocate, Titusville, Florida, proof of publication filed, and no protest was received.

Upon motion adopted without objection, the Trustees confirmed the sale to Mr. Hunter on the basis of his offer of the appraised value.

DADE COUNTY - File No. 1265-13-253.12. On March 19 the Trustees considered application by Frederick W. Mizer, abutting upland owner, who offered $300.00 per acre appraised price for a parcel of submerged land in Biscayne Bay in Section 2, Township 58 South, Range 41 East, containing 5.3 acres, and offered $380.00 per acre appraised price for a parcel of submerged land in the Atlantic Ocean in Section 1, Township 58 South, Range 41 East, containing 2.5 acres totalling 7.8 acres, more or less, on Elliott Key in the City of Islandia, Dade County, within the established bulkhead line. Notice of sale was published in the Homestead News, Homestead, Florida and proof of publication was furnished. Since the method used in this and numerous other sales for allocation of submerged lands was considered equitable, Staff recommended that the protest of Arnold A. Ross be overruled. The Trustees examined the map and approved the recommended property line extensions.

Upon motion duly adopted, the Trustees overruled the protest and confirmed sale of the two parcels to Mr. Mizer at the appraised prices.

MONROE COUNTY - File No. 1281-44-253.12. On March 19 application was presented from Erwin W. Zanglein, abutting upland owner, to purchase a parcel of submerged land in Sacarma Bay in Section 29, Township 66 South, Range 28 East, containing 0.46 acre at Cudjoe Key, Monroe County. Staff Appraiser approved the $250.00 per acre established price. The land was advertised for objections only in the Key West Citizen, proof of publication was filed with the Trustees, and no protest was received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Zanglein at the price offered.

MONROE COUNTY - File No. 1284-44-253.12. On March 19 the Trustees considered application by Harvey J. Johnson, abutting upland owner, with offer of the $425.00 per acre established price approved by the Staff Appraiser, for a parcel of submerged land in the Straits of Florida in Sections 21 and 22, Township 64 South, Range 36 East, Lower Matecumbe Key, Monroe County, containing 0.95 acre, more or less. Notice of sale was published in the Coral Tribune, Key West, Florida, proof of publication was filed with the Trustees, and no protest was received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

MONROE COUNTY - File No. 1285-44-253.12. On March 19 the Trustees considered offer of $425.00 per acre, the established price approved by Staff Appraiser, by Frank H. Lindley, abutting upland owner, for purchase of a parcel of submerged land in the Straits of Florida in Section 21, Township 64 South, Range 36 East, Lower Matecumbe Key, Monroe County, containing 0.46 acre, more or less. The parcel was advertised in the Coral Tribune, Key West, Florida, proof of publication was furnished, and no objection to the sale was filed.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Lindley at the price offered.

MONROE COUNTY - File No. 1291-44-253.12. On April 2 the Trustees considered offer of the established approved price of $250.00 per acre by George W. Feehley, abutting upland owner, for a parcel of submerged land in the Straits of Florida in Section 29, Township 60 South, Range 40 East, Key Largo, containing 0.92 acre in Monroe County. The land was advertised in the Key West Citizen, proof of publication filed, and no objection was received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Feehley at the price offered.

LEE COUNTY - On February 19, 1963, the Trustees considered the plan of Lee County for a bond-issue highway between Estero Island and Bonita Beach and development of two public park areas aggregating 1096 acres, including right of way and dredging area for State Road S-865, county-negotiated plan with private owners whereby owners would convey all their interests to the Trustees who in turn would dedicate the two park areas and grant to owners the areas agreed upon within the established bulkhead lines. Discrepancies of the U. S. Survey were resolved as to the overall areas in the most practicable manner and the Governor's Committee on Recreational Development recommended the plan. Subject to advertisement for objections only, the Trustees accepted the Staff recommendations for dedications (park and dredging areas) and the following land exchanges:

	Land in record ownership conveyed to Trustees	Trustees to convey to owners
J. Gordon McDonald et ux	311.54 acres	297.6 acres
C. E. Dinkel and Geo. French	28.25 "	135.5 "
Collier Development Corp.	362.57 "	245.8 "
Southern Sales Co., Inc. and Maguire interests	106.63 "	90.7 "
	808.99 acres	769.6 acres

Notice was published in the News-Press, Fort Myers, Florida, proof of publication filed in the Trustees' office, and no objections were received. The Director explained that owners of lands on Big Hickory Island who raised questions about the established bulkhead lines not encompassing their lands were assured that access could be provided by easements and that the established lines did not prejudice their rights for bulkhead lines.

Confirming action taken on February 19 subject to advertisement for objections, the Trustees, upon motion by Mr. Green, duly adopted, directed (1) that the two areas aggregating 1096 acres (less right of way and dredging areas to the State Road Department) be dedicated for public purposes including public park and recreation purposes under supervision of the Board of County Commissioners of Lee County with provision for reversion for five consecutive years of non-use or in event of conversion to other uses; (2) that the conveyances by private owners be accepted subject to return, unrecorded, in event the exchanges were not consummated; and (3) that the designated areas situate within established bulkhead lines in Estero Bay and the Gulf of Mexico southerly of Big Carlos Pass in Sections 2, 11, 13,14, 24 and 25 in Township 47 South, Range 24 East and in Sections 19 and 30, Township 47 South, Range 25 East, in Lee County, aggregating 769.60 acres, be conveyed to the respective private interests.

APPLICATIONS FOR LAND

CHARLOTTE COUNTY - File No. 1318-08-253.12. Farr, Farr and Haymans on behalf of Martin Fleischman, riparian owner, for the benefit of Cassius L. Peacock, Jr., holder of option, made application for a parcel of submerged land in Charlotte Harbor in Section 6, Township 41 South, Range 23 East, City of Punta Gorda, Charlotte County, containing 5.26 acres within the established bulkhead line. Applicants requested advertisement for objections pending appraisal, and tendered processing fee to cover cost of advertising and mailing of notices. It was reported that the city approved the applicant's plan.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only pending procurement of appraisal.

CHARLOTTE COUNTY - File No. 1251-08-253.12. E. Drayton Farr on behalf of applicant, Sandra Frizzell, requested hearing on this date on application for 17.355 acres of submerged Myakka River land in Sections 17, 18, 20, 28 and 29, Township 40 South, Range 21 East, within the established bulkhead line in Charlotte County. On April 2 the Board declined to accept less than the $2779.00 per acre value reported by the Staff Appraiser but agreed to allow presentetion of further information. However, the applicant was not represented on this date.

The Trustees authorized advertisement for objections only subject to agreement on the price.

CHARLOTTE COUNTY - File No. 1252-08-253.12. On April 2 the Trustees deferred action on the application of Richard W. Stickley, abutting upland owner, for purchase of a parcel of submerged land in the Myakka River in Section 28, Township 40 South, Range 21 East, Charlotte County, containing 1.5 acres within the established bulkhead line. The applicant had requested reduction of the $1040.00 per acre value reported by the Staff Appraiser but subsequently agreed to accept the price.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1135-44-253.12. Bjarne Ursin, abutting upland owner, requested reactivation of his application made in 1962 for a parcel of submerged land in Pine Channel in Section 16, Township 66 South, Range 29 East, 17.9 acres at Big Pine Key, Monroe County, at $300.00 per acre, the established price concurred in by the Staff Appraiser.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1305-44-253.12. Seaboard Properties, Inc., abutting upland owner, offered the appraised value of $326.82 per acre for a tract of submerged land in the Atlantic Ocean in Sections 7 and 18, Township 59 South, Range 41 East, 90.8 acres at Key Largo, Monroe County.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1313-44-253.12. Nona Stein, abutting upland owner, represented by G. A. Crawshaw, applied to purchase a parcel of submerged land in the Straits of Florida in Section 21, Township 64 South, Range 36 East, 0.45 acre at Lower Matecumbe Key, Monroe County. The Staff Appraiser concurred in the established price of $425.00 per acre.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1314-44-253.12. Rudolph E. Atmus, abutting upland owner, represented by G. A. Crawshaw, applied to purchase a parcel of submerged land in the Bay of Florida in Section 8, Township 63 South, Range 38 East, 0.47 acre at Plantation Key, Monroe County. Staff Appraiser concurred in the established price of $300.00 per acre.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

PALM BEACH COUNTY - George H. Salley on behalf of Okeelanta Sugar Refinery, Inc., offered $110.00 per acre for purchase of five-acre tracts in Sections 6 and 8, Township 45 South, Range 35 East, described as follows:

> Tracts 1 through 56, 59, 60, 63 through 100, less East 200 feet of Tracts 1, 32, 33, 64, 65, 96 and 97 of Okeechobee Fruit Lands Company Subdivision of Section 6, T. 45 S., R. 35 E., Plat Book 1, page 146, Public Records of Palm Beach County, containing 458.79 acres, more or less, and
>
> Tracts 1 through 27, 29 through 36, 41 through 56, 61 through 68, 73 through 90, 93 through 96, 100 through 124, West half of Tracts 125 through 128, less West 200 feet of Tracts 16, 17, 48, 49, 80, 81, 112 and 113 of Okeechobee Fruit Lands Company Subdivision of Section 8, T. 45 S., R. 35 E., Plat Book 1, page 142, Public Records of Palm Beach County, containing 515.76 acres, more or less.

Game and Fresh Water Fish Commission reported farming as the best use and the Governor's Committee on Recreational Development recommended public sale. Appraisal secured in November of 1962 placed a value of $105.00 per acre with highest and best use sugar cane growing.

Offers to purchase Section 8 were received from Robert E. Mathews, Jr., on behalf of Shirley Bros., Inc., and J. W. Brown of Pahokee, each offering $105.00 per acre.

Upon motion duly adopted, the Trustees approved offering the tracts in Sections 6 and 8 for competitive bids at $110.00 per acre starting or base bid.

MONROE COUNTY - Presented for further consideration was the proposal of J. Bruce Vining reported on April 29 to exchange submerged land under open waters in Tavernier "Community Harbor" in Gov. Lots 3 and 4 of Section 27, Township 62 South, Range 38 East, for 70.4 acres of sovereignty mangrove in Sections 27 and 28 in same township and range. Presentation of the open waters of the Harbor for the public was desirable.

G. A. Crawshaw, registered surveyor, reported that the existence of the government lots under the open waters could not be explained conclusively although change from upland could have been the result of a violent storm; he saw no basis for presumption of gradual erosion.

Mr. Vining proposed to retain the 0.97 acre parcel in the southwest corner of Lot 4 identified as the only upland in the lot. He agreed to include the 0.57 acre parcel in the southeast corner of Gov. Lot 3 for exchange, making the area offered total 72.54 acres. The exchange was considered by the Staff to be fair since preparation of the mangrove area for development would entail expense not required if lots under open waters were filled. Notice to the two riparian owners within 1000 feet of the 70.4 acres of mangrove was recommended.

Upon motion adopted without objection, the Trustees approved the exchange as recommended by the Staff, subject to issuance of notices by registered or certified mail, accompanied by maps, to the riparian owners within 1000 feet.

APPLICATIONS FOR LEASES

ESCAMBIA, SANTA ROSA, OKALOOSA, WALTON, BAY, GULF, FRANKLIN COUNTIES: On March 19, 1963 the Trustees authorized advertisement, upon request of J. L. McCord, for sealed competitive bids for state drilling lease covering 1,496,237 acres, more or less, of sovereignty lands under inland waters and offshore waters lying between the Florida-Alabama line on the west and the westernmost point of St. George Island on the east. Notice was duly published in the affected counties and in Leon County. It was anticipated that bids would be taken under advisement, pending the holding of hearings in the several counties with reference to incorporated towns and improved beaches, as required under Section 253.52 Florida Statutes.

Requests were received May 13 from the Office of the Assistant Secretary of Defense and from the Assistant Secretary of the Navy (Installation and Logistics) and from the United States Air Force, Deputy Special Assistant for Installations, for withdrawals of extensive areas from the proposed lease on account of military operations.

Two sealed bids were received. California Oil Company, New Orleans, Louisiana, submitted offer of cash consideration of $370,481.00, which included rentals for the first year. LaRue-Smith Production Company, Jackson, Mississippi, offered bid of $10,500.00 for lease covering all that portion of the lands offered for lease which lay west of 86°00' West Longitude.

A number of interested parties were present. Senator Philip Beall, representing the Mississippi firm, said the problem posed by the request of the Defense Department could be worked out by reasonable regulations to protect navigation and defense.

Speaking at the request of the Attorney General, Don Monroe of Sun oil Company said that the state needed wells drilled, not the money received for leasing large tracts which could be held by drilling a minimum number of wells. J. L. McCord pointed out that the only way to get people interested was to secure large acreages which could be explored scientifically, with drilling done in favorable areas. Wendell Roberts commented that a small block, with all the statutory requirements of drilling, was not attractive to oil interests.

Attorney General Ervin spoke of the experience gained by the state since the early exploration leases. He suggested that careful study be made of the whole subject of leases including the size of drilling blocks and the time drilling should be accomplished, the encouraging of drilling without tying up large acreages of offshore land for speculation.

Upon motion by Attorney General Ervin, duly adopted, the Trustees determined that the requests for withdrawals of extensive areas be explored further and the Defense Department be asked to define their requirements before any decision would be made as to leasing all or part of the area, that the whole matter of oil leasing would be taken under advisement, that action on the two bids should be deferred and the checks were ordered returned without prejudice to the rights of the respective bidders and the matter be held subject to decision to be made after careful consideration.

PALM BEACH COUNTY - Trustees and Board of Education joint action. On April 23 the Trustees referred to a committee the application of Robert E. Mathews, Jr., on behalf of client, for 25-year agricultural lease of 5,765.27 acres owned as follows:

State Board of Education: All of Sections 6, 7, 8, 16 and 17, T. 45 S., R. 38 E.; 3,202.36 acres, more or less.

Trustees of I. I. Fund: All of Sections 1, 12, 13 in T. 45 S., R. 37 E., and Section 18, T. 45 S., R. 38 E.; 2,562.91 acres, more or less.

The committee met with Judge Mathews and representatives of his client, at which time it was determined that a 15-year lease with 5-year extension option could be recommended, or that sale might be considered. Subsequently applicant offered $115 per acre for purchase with $50,000 cash deposit with bid and payment of 40% of total purchase price on closing. On May 10 the committee considered the purchase offer and an offer by Bill J. Bailey for 15-year lease with option to negotiate 5-year extension, with annual rental of $3 per acre for first 2 years, $5 per acre for 3rd and 4th, $7 per acre for 5th and 6th, $9 per acre for 7th and 8th, $13.50 per acre for 9th and 10th, and $16 per acre for the 11th through 15th years, and a guarantee of $100,000 in improvements within the first 3 years.

Upon motion duly adopted, the Trustees concurred in action by the State Board of Education on this date approving the committee recommendation for lease instead of sale of the land, and authorized advertisement for lease of not less than three contiguous sections with required base bid of the rentals offered, prepayment of first two years rental and commitment to invest $35,000 per year for first three years in improvements to be evidenced annually to the satisfaction of the two Boards.

BULKHEAD LINES

HILLSBOROUGH COUNTY - Presented for formal approval were bulkhead lines fixed April 5, 1963 by Resolution of Hillsborough County Port Authority for Old Tampa Bay and Interbay Peninsula zone between Gandy Bridge and runway extension at MacDill Airforce Base, including Rattlesnake and Port Tampa Terminals. The lines anticipated industrial expansion and local hearings were conducted by the Authority October 27, 1961, December 7, 1961 and October 3, 1962. Maximum extension approximately 3800 feet from swampy shore line would permit orderly development of the submerged lands owned by the Authority under Legistative grant.

Upon motion duly adopted, the Trustees formally approved the bulkhead lines established by Hillsborough County Port Authority on April 5, 1963.

OKALOOSA COUNTY - Presented for formal approval was bulkhead line fixed by the City Council of the City of Fort Walton Beach by

Ordinance No. 383 adopted March 26, 1963 for Saint Simons Episcopal Church. The line was a small segment located in Santa Rosa Sound 125 feet offshore and would serve as control point for future bulkhead lines in the zone.

Upon motion duly adopted, the Trustees formally approved the bulkhead line fixed by the City of Fort Walton Beach Ordinance No. 383.

MISCELLANEOUS

CHARLOTTE COUNTY - Upon motion duly adopted, the Trustees authorized dedication to the State Road Department of 2 parcels of submerged land in Kettle Harbor in Sections 1 and 12, Township 41 South, Range 19 East, Charlotte County, for right of way 80 feet in total width for the construction and maintenance of State Road 776.

DADE COUNTY - Request was received from the City of Islandia that the Trustees grant a hearing on May 21 on the city's application for causeway right of way. The Attorney General would be absent on that date and since full attendance of the Trustees would be desired, it was suggested that the hearing should be deferred until after adjournment of the current session of the Legislature.

It was so ordered.

DADE COUNTY - Upon motion adopted without objection, the Trustees granted temporary easement to the Florida Inland Navigation District on behalf of the United States for spoil disposal purposes covering two areas in Biscayne Bay in Section 30, Township 53 South, Range 42 East, Dade County, to expire July 1, 1965.

DUVAL COUNTY - Globar Development Company, Inc., tendered $150.00 in payment for 3000 cubic yards of material from the St. Johns River to fill upland at Riveredge Estates in Duval County in Section 36, Township 1 South, Range 27 East,Plat Book 30 at page 90, the material to be taken directly in front of said upland. Since further dredging was contemplated pending establishment of the bulkhead line and purchase of submerged land, the Director recommended that amendment of the application be required and affidavit furnished by William T. Mathis, president of the firm, to evidence compliance with the yardage limitation.

Upon motion duly adopted, the Trustees authorized permit for the material requested subject to the provisions recommended.

ESCAMBIA COUNTY - Upon motion duly adopted, the Trustees authorized State Permit to Shea's Motel Southside, Inc., for $100.00 processing fee for construction of a pier in Escambia County in waters of Santa Rosa Sound for use by tenants and guests of applicant's motel at Parcel 3, El Vedado Villa, Santa Rosa Island, leased from Santa Rosa Island Authority.

HIGHLANDS COUNTY - Dorothea M. Lawrence applied for 500 cubic yards of material from bottoms of Red Beach Lake to improve her upland Lot 5 Block "N" DeSoto City, in Sections 15 and 22, Township 35 South, Range 29 East, Highlands County.

Upon motion adopted without objection, the Trustees authorized permit for $25.00 minimum charge subject to compliance with recommendations of the Game and Fresh Water Fish Commission.

INDIAN RIVER COUNTY - State Road Department applied for temporary easement 100 feet in width for construction and maintenance of State Road A-1-A over submerged lands in the Indian River in Sections 28 and 33, Township 30 South, Range 29 East, westerly of and abutting the dedicated right of way for said road approved by Trustees on May 7, 1963. The temporary easement would automatically become terminated and extinguished as to any and all portions filled by the riparian upland owner.

Upon motion adopted without objection, the Trustees granted temporary easement to the State Road Department as requested.

LEE COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit to Tringali Packing Corporation for commercial piers in Matanzas Pass in Government Lot 3 of Section 19, Township 46 South, Range 24 East, at upland under 20-year lease to the applicant. Consent by owner of the leased area and approval by local zoning board and by adjacent owner were secured and $100.00 processing fee paid.

MONROE COUNTY - File No. 1141-44-253.12. Authority was requested for cancellation of contract forwarded October 4, 1962 for execution by Continental Fund, Inc., for purchase of Wilson Key, a sovereign mangrove flat or island in Whale Harbor, Section 22, Township 63 South, Range 37 East, 16.4 acres bid in at competitive sale for $1750.00 per acre. The contract was not returned executed, the initial payment was not completed, and no response was had either to notice of default sent by certified mail to the purchaser November 29, 1962 citing the normal penalty interest charge or to notice of consideration on this date.

Jesse F. Warren on behalf of the original applicant, Leo Wallach, expressed interest in having the island readvertised if default was declared.

Upon motion duly adopted, the Trustees ordered cancellation of the contract and estreatment of the earnest money amounting to $1848.75 paid by the high bidder on the sale date.

DADE COUNTY - Refund, Upon motion duly adopted, the Trustees approved refund of $10.00 to Estil H. Lanham for the reason that his application for release of canal reservations affecting certain property conveyed in Trustees Deed No. 16198 was rejected by Central and Southern Florida Flood Control District until completion of drainage plans for the area in question.

TRUSTEES OFFICE - Upon motion duly adopted, the Board authorized purchase of one K & E Mapping Machine No. 60-0200 at a cost of $179.50 net, purchase to be through General Office Equipment Company to conform to regulations of the Purchasing Council.

CAPITOL CENTER - Presented to the Trustees for consideration was offer of Wallace K. Martin to sell property described as the W½ of Lot 20 Chaires Addition to City of Tallahassee being 107.5 feet frontage on Gaines Street by 193 feet in depth, including building (Kent's Cleaners) for the sum of $110,000.00. The land was appraised by H. P. Ford at $98,821.00. The Attorney General recommended purchase at the negotiated price. It was noted for the record that the budget did not include this item.

Upon motion duly adopted, the Board authorized funds made available in the sum of $110,000.00 for acquisition of the Martin property for use in the capitol center.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

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Tallahassee, Florida
May 21, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion by Mr. Larson, duly adopted, the Trustees approved minutes of the meeting of May 7, 1963, which were approved by the Attorney General and copy furnished to each member.

MANATEE COUNTY - File No. 1286-41-253.12. Bulkhead Line and Application. Presented for formal approval was a segment of bulkhead line in Sarasota Bay fixed by the Board of County Commissioners of Manatee County on July 6, 1959, described as follows:

> The Westerly boundary of the following described parcel of sovereignty land in Section 27, Township 34 South, Range 16 East, to-wit: Commence at the Southeast

> corner of Government Lot 4 of said Section 27 and run Northerly along the East line of said Government Lot 4 a distance of 142.96 feet; thence North 89°48'33" West 204.146 feet to the beginning of a curve concave to the North having a radius of 16,988.73 feet; thence Westerly along the arc of a curve 477.97 feet; thence Southerly 80 feet at right angles to the survey line of State Road No. 64 to the Point of Beginning; thence Westerly along a curve concave to the North having a radius of 17,068.73 feet from a tangent bearing of North 88°11'50" West 328.80 feet to a point; thence North 9°19'0" East a distance of 382.31 feet to the North right of way line of State Road No. 64; thence Easterly along said right of way line to the shore line of Perico Island; thence Southerly along the shore line to its intersection with a line located 120 feet Northerly of the survey line of State Road No. 64; thence in a straight line to the Point of Beginning,

the said parcel being formerly a part of the right of way of State Road No. 64 and being excepted by the Trustees of the Internal Improvement Fund in their approval on June 21, 1960 of the bulkhead line fixed on July 6, 1959 by the Board of County Commissioners of Manatee County, said parcel having been relinquished to said Trustees by State Road Department Quitclaim Deed dated January 30, 1963 recorded in Official Records Book 154 at Page 60 of the public records of Manatee County, Florida.

Also, Puma, Inc., abutting upland owner, represented by Howze and Associates, Inc., offered the appraised price of $471.00 per acre for a parcel of submerged land in Sarasota Pass in Section 27, Township 34 South, Range 16 East, 4.8 acres within the above described bulkhead line.

Upon motion duly adopted, the Trustees formally approved the bulkhead line and authorized advertisement of the parcel for objections only.

PALM BEACH COUNTY - File No. 1195-50-253.12. Fred Thannhouser, abutting upland owner represented by Brockway, Weber and Brockway, offered $1743.30 for a parcel of sovereignty land in Boca Ratones Lagoon in Section 16, Township 47 South, Range 43 East, 1.108 acres. This was the last of a group of six contiguous parcels in a area between meander lines of the government survey and since the hiatus area was no longer submerged, no bulkhead line was required. On April 29 advertisement of five other parcels was authorized.

Upon motion duly adopted, the Trustees authorized advertisement of the land for objections only based on Mr. Thannhouser's offer of the appraised price.

BREVARD COUNTY - (SAKRE-1) United States Army Corps of Engineers requested dedication of exclusive rights covering a described offshore "safety zone" area within the three-mile jurisdiction of the State of Florida in the Atlantic Ocean to prevent or restrict any development, exploitation or exploration, to remove any structure, to police, patrol, preserve and protect and to exclude any and all persons and maintain any action to enforce. The north end of the area was about ten miles north of Daytona Beach and was the easterly two miles of the three-mile limit for approximately the next thirty-three miles (including existing warning area), then the easterly two miles of the three-mile limit about forty-one miles to Sebastian Inlet. The dedication was intended to protect persons and property from possible damage which could result from operation of varied projects conducted by the Department of Defense and National Aeronautics and Space Administration. The proposed instrument would continue in force as long as needed by the United States for NASA or Department of Defense programs.

Governor Byrant expressed the opinion that the request was excessive, amounting to abdication of rights over a large area of Florida's territorial waters. The Trustees felt they should be willing to cooperate with the federal government by imposing specific regulations and restrictions on private travel which could be changed from time to time.

Upon motion duly adopted, the Trustees declined to take final action on the request and directed Engineer Kidd to convey to the federal authorities the position taken by the Board.

DADE COUNTY-Medwin Benjamin on behalf of Miami River Realty Company, Inc., holder of Lease No. 1177, requested six-month extension for payment of $2370.00, the semi-annual rental due on May 15, 1963. Lease provided 45-day grace period without penalty and cash bond of $1,185 (three months' rental) was on deposit.

Upon motion by Mr. Larson, duly adopted, the Trustees granted four month extension with penalty interest of one per cent per month beyond the lease grace period.

ESCAMBIA COUNTY - Frank K. Hubbard and Lucille A. Hubbard applied for State Permit for installation of commercial piers and docking facility in Big Lagoon at applicant's upland in Block 7 of Quinavista Subdivision, Section 24, Township 3 South, Range 31 West, Escambia County. Consents of adjacent waterfront owners and processing fee of $100 were filed.

Petition signed by a number of property owners in Quinavista Subdivision, represented by Coe and Coe, objected to the proposed pier. It was in the same subdivision block where dock permit was granted to another applicant about two months ago but delivery was withheld for outcome of litigation brought by objectors.

The Trustees overruled the objections and authorized State Permit to the Hubbards, however delivery was ordered withheld for thirty days to allow protestants opportunity to take legal action.

LEE COUNTY - The State Board of Conservation requested concurrence in issuance of five-year shell lease approved by said Board on this date to Fort Myers Shell Company, replacing and covering the same area as Lease No. 1344 which expired May 6, 1963. The new lease in form approved by the Attorney General required payment of 20¢ per ton for shell taken, annual minimum of $2,500 and bond of $5,000. Approval was recommended by the Staff subject to lessee complying with replanting provision in Lease No. 1344.

Upon motion duly adopted, the Trustees concurred with the Board of Conservation in approving issuance of the lease to Fort Myers Shell Company.

LEE COUNTY - Upon motion duly adopted, the Trustees authorized State Permit for $100.00 fee to Kinzie Brothers Steamer Line for commercial pier in San Carlos Bay at applicant's upland on Sanibel Island in Section 21, Township 46 South, Range 23 East, Lee County. Coast Guard waived objection on behalf of the United States as adjacent owner on the east; on the west was the Lee County ferry slip.

MANATEE COUNTY - Coral Shores Development Corporation, holder of Purchase Contract No. 23283 dated January 10, 1963 covering 24.3 acres of submerged land in Sarasota Bay adjacent to the firm's upland, requested deed to 3.7 acres, being 15% of the area sold under contract (File No. 1219-41-253.12). Applicant furnished plat of Unit 2 of Coral Shores Subdivision which included 95 residential lots, most of which were on the firm's upland, and parts of 8 lots were on the 3.7 acres for which deed was sought. Applicant reported the lots filled and desired to record plat and market the 95 lots.

Staff recommended deed covering the 3.7 acres upon prepayment of the second contract installment due July 10, 1963, and that such payment be credited on the contract without revision of its terms with any adjustment for prepayment to be made in final contract payment.

The Trustees would be well secured, since upon the making of the second contract payment the total amount paid would exceed one-third of the principal and interest due.

Upon motion duly adopted, the Trustees approved issuance of deed to 3.7 acres as recommended by the Staff.

MARTIN COUNTY - The Town of Jupiter Island applied for state participation in a beach nourishment project in the area of acute erosion. Under Special Act of 1963 the town had authority to engage in erosion control works and to levy tax for the purpose, but since tax revenues would not accrue for use the first year, Trustees were requested to participate to 50% on a matching basis so that the work might proceed. The Coastal Engineering Laboratory studies of the area had consistantly urged supplementing seawalls and groins with a program of beach nourishment. Authority for approval and matching funds was provided in Section 253.65 Florida Statutes and the unexpended balance was sufficient for the Jupiter Island project.

Col. Herbert Gee said that the unique method proposed, scraping sand from between reefs on the ocean floor to deposit in shore stockpiles to be distributed up and down the beaches by the surf, should be tested on a full scale as its success would result in savings when used in other areas of Florida.

Town Attorney Evans Crary and Admiral Richard Tuggle, Town Manager, explained that the large amount budgeted by the town for the project would be available to continue the work begun with state matching funds, that the work would be a seasonal operation as weather conditions permit, that bids had been received and it would take about six weeks to get into operation.

The Trustees expressed interest but desired more information before making a commitment of funds. The Director suggested that, in event a grant was made, quarterly inspections of the experiment should be made as recommended by the Coastal Engineering Laboratory.

Upon motion duly adopted, the Trustees took the request under advisement pending study of the proposed project by the Staff Engineer.

PALM BEACH COUNTY - Director Randolph Hodges of the State Department of Conservation requested extension of time for making study of Lake Worth in the area where applications to purchase were deferred January 22 and again deferred on March 26 for sixty additional days. Because of other studies, particularly on the "red tide", the Department had not had opportunity to complete report and recommendations on Lake Worth, and the Izaak Walton League had asked that the Trustees extend the deferment.

Upon motion by Commissioner Conner, duly adopted, the Trustees ordered thirty day extension of the deferment for hearing applications for submerged lands in Lake Worth at Boynton Beach in Palm Beach County.

CAPITOL CENTER - The office of the Attorney General requested that authorization be granted for transfer to the State Road Department of Lots 9 and 15 of Green Chaires Addition to the City of Tallahassee, as per plat recorded in Deed Book "P", page 708, public records of Leon County, upon receipt of application and reimbursement of the costs incurred by the Trustees in acquisition of the parcels.

Upon motion by Mr. Green, duly adopted, the Trustees authorized the transfer as requested.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson, duly adopted, the Trustees approved Report No. 831 listing two regular bids for sale of Murphy Act lands and authorized execution of deeds pertaining thereto.

BREVARD COUNTY - The Board of County Commissioners of Brevard County by Resolution adopted February 21, 1963, requested dedication for public recreational purposes under supervision of the County Commissioners and the County Recreational Director of the S½ of SE¼ of Section 13, Township 24 South, Range 36 East, Brevard County, being an 80-acre tract dedicated February 2, 1956 as a source for road building material but never used by the State Road Department which filed assent for the dedication of 1956 to be revoked. The SW¼ of SE¼ of said section vested in the state under tax Certificate No. 893 of 1933 and the SE¼ of SE¼ vested under Certificate No. 1403 of 1932 and No. 9086 of 1933.

Staff recommended dedication of the 80 acres as requested subject to revocation, at option of the state, acting through the Trustees, in event of non-use for three consecutive years or in event of conversion to other use than public recreational purposes.

The Trustees deferred action pending study and recommendation by the Governor's Committee on Recreational Development.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

Tallahassee, Florida
May 28, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Doyle Conner	Commissioner of Agriculture
	Richard W. Ervin	Attorney General
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meetings of May 14 and 21, 1963, which were approved by the Attorney General and copies presented to each member.

LAND SALES

BREVARD COUNTY - File No. 1256-05-253.12. On April 9 the Trustees considered application of the Diocese of St. Augustine, abutting upland owner, represented by Francis E. Pierce, Jr., with offer of the appraised price of $750.00 per acre for purchase of a parcel of submerged land in the Banana River in Section 27, Township 24 South, Range 37 East, 13.23 acres, more or less, landward of the established bulkhead line in Brevard County. The land was advertised in the Cocoa Tribune, proof of publication filed with the Trustees, and no protest was received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the riparian owner at the price offered.

BROWARD COUNTY - File No. 1288-06-253.12. On April 16, 1963 the Trustees authorized advertisement for objections only upon application by Lauderdale Yacht Club, adjacent upland owner, which offered the appraised value of $6,325.00 for a parcel of submerged land in Stranahan River in Sections 11 and 14, Township 50 South, Range 42 East, City of Fort Lauderdale, containing 1.10 acres, more or less, Broward County, within a bulkhead line approved by the Trustees January 23, 1962. Notice of sale was published in the Fort Lauderdale News with proof of publication filed with the Trustees. The Yacht Club proposed to dredge to improve channel and boat basin and use the 1.10 acre site for deposit of spoil. Joseph A. Hubert stated that the application would improve navigation and was not contrary to the public interest, that the objections were the same as were presented to establishment of the bulkhead line, that the city held two local hearings and reaffirmed the line on November 21, 1961, and that an appeal filed in Broward County Court was dismissed.

A large number of owners of riparian upland within 1000 feet protested the proposed sale, claiming reduction of recreational water area to benefit a private club, anticipation of construction on the site, blocking of view and depreciation of their properties. Representative Emerson Allsworth, attorney for objector Richard G. Howse, said the reason stated for purchase (a place to deposit spoil) was a device to acquire title for ultimate development since many of the protestants offered to help defray the cost of other spoil disposition, that any change in the long-established section of Fort Lauderdale acted to the detriment of other property owners and that the Court had not ruled on the merits of the case. William Gundlach, representing objectors, said that previously the Trustees had declined to approve the bulkhead line and requested that spoil be placed elsewhere, that over a hundred home owners opposed the application by the private club and urged the Board to rule that it was not in the public interest.

Attorney General Ervin said that the Board had agreed that the Yacht Club served a quasi-public purpose, that the small proposed fill would extend less than other properties and he felt the Trustees should follow the city's recommendation and confirm the sale for which approval was indicated months ago when the issue was considered and the bulkhead line approved. Commissioner Conner agreed, since the extension would not be greater than others and with proper zoning the residents should be protected.

Governor Bryant suggested that the objectors might have gone to the newly constituted city commission for a change in the bulkhead line.

It was the consensus of the Trustees that the objections be overruled and the sale confirmed, but that deed be withheld for thirty days to allow objectors opportunity to take injunctive action in accordance with the provisions of Section 253.14 Florida Statutes.

DADE COUNTY - File No. 1301-13-253.12. On April 9 the Trustees considered offer of the appraised price of $300.00 per acre from Alfred T. Eldredge, abutting upland owner, for purchase of a parcel of submerged land in Biscayne Bay in Section 18, Township 57 South, Range 42 East, 6.3 acres at Elliott Key, City of Islandia, Dade County, within the established bulkhead line. The land was advertised in the News Leader, Homestead, Florida, proof of publication furnished and no objections were filed.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed the sale to the riparian owner at the appraised price.

DADE COUNTY - File No. 1302-13-253.12. On April 9 the Trustees considered offer of the appraised price of $300.00 per acre from Roy T. Bovard, abutting upland owner, for purchase of a parcel of submerged land in Biscayne Bay in Section 18, Township 57 South, Range 42 East, 7.6 acres at Elliott Key, City of Islandia, Dade County, within the established bulkhead line. Notice was published in the News Leader, Homestead, Florida, proof of publication furnished and no objections were filed.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed the sale to the riparian owner at the appraised price.

DADE COUNTY - File No. 1303-13-253.12. On April 9 the Trustees considered offer of the appraised price of $300.00 per acre from L. D. Pankey, abutting upland owner, for purchase of a parcel of submerged land in Biscayne Bay in Section 18, Township 57 South, Range 42 East, 10.09 acres at Elliott Key, City of Islandia, Dade County, within the established bulkhead line. Notice was published in the News Leader, Homestead, Florida, proof of publication filed and no objections were received.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed the sale to the riparian owner at the appraised price.

DADE COUNTY - File No. 1304-13-253.12. On April 9 the Trustees considered offer of the appraised price of $300.00 per acre from Wiley M. Sams, abutting upland owner, for purchase of a parcel of submerged land in Biscayne Bay in Section 18, Township 57 South, Range 42 East, 10.45 acres at Elliott Key, City of Islandia, Dade County, within the established bulkhead line. Notice was published in the News Leader, Homestead, Florida, proof of publication filed and no objections were received.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed the sale to the riparian owner at the appraised price.

MONROE COUNTY - File No. 1297-44-253.12. On April 16 the Trustees considered application by Gilbert D. Campbell, abutting upland owner, for a parcel of submerged land in the Straits of Florida in Section 5, Township 63 South, Range 38 East, 0.67 acre at Plantation Key, Monroe County, at $300.00 per acre, the established price concurred in by the Staff Appraiser. Notice was published in the Key West Citizen, proof of publication filed and no objections were received.

Upon motion duly adopted, the Trustees confirmed sale to the riparian owner at the price offered.

MONROE COUNTY - File No. 1298-44-253.12. On April 16 the Trustees considered application by Ernest J. Bennett, abutting upland owner, with offer of $300.00 per acre, the established price concurred in by the Staff Appraiser, for a parcel of submerged land in the Straits of Florida in Section 14, Township 62 South, Range 38 East, 1.57 acres at Key Largo in Monroe County. The land was advertised in the Key West Citizen, proof of publication filed and no objections were received.

Upon motion duly adopted, the Trustees confirmed sale to the riparian owner at the price offered.

PALM BEACH COUNTY - File No. 1253-50-253.12. On April 16 the Board considered application by Bessemer Properties, Inc., abutting upland owner, for a parcel of submerged land appraised $1931.40 per acre located in Jupiter Sound in Section 30, Township 40 South, Range 43 East, Gomez Grant, 3.31 acres within the established bulkhead line in Palm Beach County. The land was advertised in the Palm Beach Post, proof of publication furnished and no protest was received. Staff was informed that the State Road Department requested conveyance subject to a reservation for 20-foot easement at both the north and south ends of the property. Also, the applicant desired a reduction in price.

Upon motion duly adopted, the Trustees confirmed sale at the appraised price of $1931.40 per acre, subject to checking with the State Road Department before issuance of deed.

APPLICATIONS FOR LAND

The following nine applications were presented from abutting upland owners for purchase of submerged areas riparian to their ownerships:

1. BREVARD COUNTY - File No. 1310-05-253.12. On behalf of the Lake Poinsett Corporation, George T. Kelly III applied for 3.12 acres of submerged land in Newfound Harbor in Section 30, Township 24 South, Range 37 East, Brevard County, for which the appraised price was $692.63 per acre.

2. DADE COUNTY - File No. 1324-13-253.12. On behalf of Vassie W. Meyer et al, J. Bruce Vining applied for 34.43 acres of submerged land in the Atlantic Ocean in Sections 27 and 28, Township 58 South, Range 41 East, at Old Rhodes Key, City of Islandia, within the established bulkhead line, for which the appraised price was $391.00 per acre.

3. DADE COUNTY - File No. 1325-13-253.12. On behalf of Marvel I. Curry, J. Bruce Vining applied to purchase two parcels of submerged land at Elliott Key, City of Islandia, within the established bulkhead line, Parcel 1 being in the Atlantic Ocean in Section 36, Township 57 South, Range 41 East, containing 12.0 acres appraised $380.00 per acre and Parcel 2 in Biscayne Bay in Section 35, Township 57 South, Range 41 East, containing 21.26 acres appraised $300.00 per acre.

4. MONROE COUNTY - File No. 1319-44-253.12. On behalf of Constance Flaum, G. A. Crawshaw applied to purchase 0.46 acre parcel of submerged land in the Straits of Florida in Section 21, Township 64 South, Range 36 East, Lower Matecumbe Key, at $425.00 per acre established price concurred in by Staff Appraiser,

5. MONROE COUNTY - File No. 1320-44-253.12. Dr. Charles F. Hudson applied to purchase a parcel of submerged land in the Bay of Florida in Section 7, Township 63 South, Range 38 East, 0.20 acre at Plantation Key. Staff Appraiser concurred in the established price of $300.00 per acre, or $100.00 minimum in this instance.

6. MONROE COUNTY - File No. 1321-44-253.12. Joyce E. Pritchard applied to purchase a parcel of submerged land in the Bay of Florida in Section 7, Township 63 South, Range 38 East, 0.22 acre at Plantation Key. The Staff Appraiser concurred in the established price of $300.00 per acre, or $100.00 minimum in this instance.

7. MONROE COUNTY - File No. 1327-44-253.12. Curtis B. Newton, represented by G. A. Crawshaw, applied to purchase a parcel of submerged land in Largo Sound in Section 14, Township 61 South, Range 39 East, 0.26 acre at Key Largo, The Staff Appraiser concurred in the established price of $300.00 per acre, or $100.00 minimum in this instance.

8. PALM BEACH COUNTY - File No. 1202-50-253.12. Marieange W. Harmon, represented by Brockway, Weber and Brockway, applied to purchase a parcel of submerged land in Lake Worth in Section 34, Township 44 South, Range 43 East, 3.616 acres in the City of Lake Worth within the established bulkhead line, appraised $1925.00 per acre.

9. VOLUSIA COUNTY - File No. 1328-64-253.12. Dorothy K. Schoenith, represented by Thomas T. Cobb, applied to purchase a parcel of sovereignty land in the Halifax River

in Section 11, Township 16 South, Range 33 East, 7.22 acres within the amended bulkhead line of Half Dollar Island, appraised $200.00 per acre. Seventeen sales in the same area were confirmed on May 12, 1963, and the restriction regarding a navigable channel was recommended for this parcel, if sold, as required in the Martha E. Gore conveyance.

Upon motion duly adopted, the Trustees authorized the above listed parcels of submerged land advertised for objections only.

LEE COUNTY - (a) Bulkhead Line. The bulkhead line fixed on May 8, 1963 by the Board of County Commissioners of Lee County in Charlotte Harbor in Sections 13 and 14, Township 43 South, Range 20 East, was recommended for approval, except for the initial course which began on the existing shore, The upland affected was part of the Boca Grande Golf Course on Gasparilla Island and the line (which followed the shore line as it existed in 1930) was fixed in anticipation of restoration of a strip of the island which had been lost by avulsion resulting from hurricanes of 1944 and 1960.

Upon motion by Mr. Green, duly adopted, the Trustees formally approved the bulkhead line established by Lee County on May 8, 1963, with the exception of the line's initial course which began on the existing shore.

(b) Disclaimer. Gasparilla Inn, Inc., owner of the upland to which the now submerged area landward of the above mentioned bulkhead line was riparian, applied for disclaimer to 7.8 acres, more or less, which was lost by a severe storm in 1944 and by Hurricane Donna in 1960. Presented as evidence were three affidavits by long-time residents of the area affirming location of the natural shore line and loss of said area. Certificate by a registered land surveyor supported the affidavits.

Upon motion by Mr. Larson, duly adopted, the Trustees approved issuance of disclaimer as requested upon payment of $25.00 handling charge.

PINELLAS COUNTY - Adam M. MacKay, owner of Lot 132 Lake Shore Estates, First Addition, applied for a deed covering a filled extension of said lot in Lake Tarpon, Pinellas County. The lake had no surface outlet but recent records showed the lake level fluctuated between 1.08 and 6.42 feet mean sea level indicating under ground connection with other water areas, possibly tidal. Applicant advised that the lot was insufficient in depth for a residence and upon failure of the old bulkhead it was replaced further into the lake and filled behind the new bulkhead in 1957. Applicant desired to clear his title . The extension involved one-fourth acre which appeared to flood periodically. The office of the Attorney General suggested handling in the same manner as a previous lake fill, in which case a deed was made to the riparian owner.

Upon motion duly adopted, the Trustees authorized issuance of quitclaim deed for $100.00 minimum charge.

DADE COUNTY - Governor Bryant requested consideration of memorandum of the Staff Engineer with reference to the proposed Seadade Ship Channel and the causeway to the City of Islandia. Metropolitan Dade County had recently submitted to the Trustees a resolution recommending alignment of channel and causeway, however the county recommendations left certain questions unanswered. In view of the controversial nature of the project and the widespread public interest, a public hearing in Dade County was suggested by Mr. Kidd.

Upon motion by Commissioner Conner, seconded by Comptroller Green and adopted, the Trustees appointed Robert C. Parker, the Assistant Attorney General assigned to the Board for its legal work, as examiner to conduct a public hearing at some time and place in Dade County to be selected by him, with any necessary assistants, and that representatives of Metropolitan Dade County and the City of Islandia be requested to participate in the hearing.

DADE COUNTY - Norman Miles, R. W. Ervin, III, and Charles Lipkins, representing private owners of property in First Ocean Front Subdivision abutting the existing Collins Avenue which the State Road Department planned to widen, proposed modification of "outlot" areas bordering Indian Creek for which confirmation for conveyance to eighteen private owners was granted by the Trustees on March 12, 1963, under application by the City of Miami Beach in connection with grant of easement in Indian Creek for widening the state road. The outlot parcels conveyed aggregated 2.114 acres which were to be used for beautification.

Under the new proposal all or a section of the road widening project would be moved westerly and would include all or part of said outlot parcels recently deeded (File No. 1276-13-253.12), and a strip of existing Collins Avenue adjacent to the upland ownerships on the easterly side would be made available to these abutting owners. City Resolution No. 10999 adopted May 22, 1963, was filed, approving the relocation subject to approval by the Trustees and the State Road Department.

Inasmuch as the changes were understood to require revision of the State Road Department's construction plans and time schedule, motion was made by Mr. Ervin and duly adopted that the Trustees agree to cooperate by revising the dedication and outlot deeds, provided the Road Department made revision of its plans and the necessary recall of deeds was made, and amended maps and other necessary information were made available.

GLADES COUNTY - Upon motion by Mr. Larson, duly adopted, the Trustees approved assignment of Grazing Lease No. 405-Revised by J. H. Peeples and W. W. Peeples, lessees, in favor of Bronson, Inc., formal instrument of assignment and acceptance of the lease provisions and covenants by Bronson, Inc., having been filed in the Land Office. The lease covered 350 acres of reclaimed Lake Hicpochee bottom lands.

MARTIN COUNTY - (CSA M-2-A3). Florida Inland Navigation District, on behalf of the United States, applied for temporary easement for construction of dike and fill across the recent breakthrough of Peck's Lake in the Gomez Grant on Jupiter Island to the Atlantic Ocean.

Upon motion by Mr. Green, duly adopted, the Trustees granted easement to expire June 30, 1964, subject to the District procuring and furnishing written consent by riparian upland owner for the construction on sovereignty land riparian to the private ownership which was directly affected.

SARASOTA COUNTY - Upon motion by Mr. Green, duly adopted, the Trustees formally approved fill permit granted May 20, 1963 by the City of Sarasota to Arvida Realty Company to fill a parcel of submerged land in Section 26, Township 36 South, Range 17 East, formerly conveyed by Trustees Deed No. 20479 dated December 12, 1957.

ST. LUCIE COUNTY - On May 7, 1963 the Trustees considered and referred back to St. Lucie County the bulkhead line fixed February 19, 1963 around existing privately owned Nettles Island in the Indian River. The Board instructed the Staff to explore the possibility of an exchange of submerged lands in the river at Nettles Island in order that the riverward limits of the bulkhead line might be moved landward. The island owner previously purchased fifty acres west of and adjacent to the island and the bulkhead line was fixed to encompass the island, the submerged land sold and an additional 23.43 acres of submerged land on the landward side. The owner agreed to exchange the westernmost 23.43 acres of his 1956 purchase of fifty acres for the equivalent area owned by the Trustees on the landward (mainland) side, which would retract the riverward bulkhead line 549.26 feet. If given preliminary approval by the Trustees, the interested parties would seek change in the bulkhead line.

Upon motion by Mr. Larson, duly adopted, the Trustees tentatively approved the bulkhead line subject to revision by the county, and agreed to the suggested land exchange subject to advertisement for objections.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
June 4, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary

Upon motion duly adopted, the Trustees approved minutes of the meeting of May 28, 1963, which were approved by the Attorney General and copy furnished to each member.

APPLICATIONS FOR LAND

The following seven applications were presented from abutting upland owners for purchase of submerged lands riparian to their properties:

1. BREVARD COUNTY - File No. 1125-05-253.12. R. and Edward G. Nelson offered the adjusted appraised price of $3,782.05 per acre for 1.14 acre parcel of submerged land in the Indian River in Section 3, Township 22 South, Range 35 East, City of Titusville, within the established bulkhead line, at the adjusted appraised price of $3,782.05 per acre.

2. INDIAN RIVER COUNTY - File No. 1312-31-253.12. Ray Qualmann, represented by Charles L. Herring, offered the appraised price of $200.00 per acre for 20.49 acres of submerged land in the Indian River in Section 28, Township 30 South, Range 39 East, within the established bulkhead line.

3. MONROE COUNTY - File No. 1315-44-253.12. Robert P. Rubinsky, represented by G. A. Crawshaw, offered the approved established price of $300.00 per acre for 1.82 acre parcel of submerged land in Long Key Bight in Section 34, Township 64 South, Range 35 East, Long Key.

4. MONROE COUNTY - File No. 1329-44-253.12. Carlton E. Regan, abutting upland owner, represented by G. A. Crawshaw, offered the approved established price of $425.00 per acre for a parcel of submerged land in the Bay of Florida in Section 16, Township 64 South, Range 36 East, 0.18 acre at Lower Matecumbe Key.

5. MONROE COUNTY - File No. 1330-44-253.12. Saul S. Mahlab, represented by G. A. Crawshaw, offered the approved established price of $300.00 per acre for 1.62 acres of submerged land in the Straits of Florida in Sections 13 and 14, Township 62 South, Range 38 East, at Key Largo.

6. MONROE COUNTY - File No. 1336-44-253.12. James S. Gilmore, Jr., represented by G. A. Crawshaw, offered the approved established price of $425.00 per acre for 1.66 acres of submerged land in the Straits of Florida in Section 5, Township 64 South, Range 37

East and Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key.

7. MONROE COUNTY - File No. 1337-44-253.12. James S. Gilmore, Jr., represented by G. A. Crawshaw, offered the approved established price of $425.00 per acre for 0.93 acre parcel of submerged land in the Straits of Florida in Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key.

Upon motion duly adopted, the Trustees authorized the above listed parcels of submerged land advertised for objections only.

MONROE COUNTY - File No. 1141-44-253.12. Leo Wallach offered $425.00 per acre as starting bid for competitive sale of Wilson Key in Whale Harbor with adjacent submerged area totalling 16.4 acres of sovereignty land more than 700 feet from the centerline of Overseas Highway and separated from upland by existing channels. Sale of the same parcel was cancelled May 14, 1963, by reason of failure of the successful bidder at sale on August 28, 1962, to complete initial payment and execute purchase contract. The State Road Department waived objection to the sale and the Board of Conservation report was not adverse to dredging and filling but recommended a preferred area for taking fill material.

Upon motion duly adopted, the Trustees authorized the land advertised for competitive sale at $425.00 starting bid.

MISCELLANEOUS

BREVARD, VOLUSIA COUNTIES - On May 21, 1963 the Trustees referred to Engineer William R. Kidd the request by the U. S. Army Corps of Engineers for dedication of exclusive rights to prevent development, exploitation or exploration of any natural resources or improvements of any nature, with right to remove or destroy any structure or improvement, covering an offshore"safety zone" within the three-mile jurisdiction of the State of Florida. The north end of the area was about ten miles north of Daytona Beach and was the easterly two miles of the three-mile limit for approximately the next thirty-three miles (including existing warning area), then the easterly two miles of the three-mile limit about forty-one miles to Sebastian Inlet. The proposed dedication was intended to protect persons and property from possible damage which could result from operation of varied projects conducted by the Department of Defense and National Aeronautics and Space Administration.

Pursuant to conference with the Chief, Real Estate Division of the Corps of Engineers, the District Engineer expressed willingness for the matter to be resolved by adoption by the Trustees of a permanent policy applicable to the defined area, that no permits for installations, uses or operations would be issued by the Trustees without approval and concurrence of the Corps, acting for and in behalf of those Department of Defense Agencies and NASA operating in the Canaveral project.

Inasmuch as all permits, leases or grants for construction, installations and operations in the coastal and intracoastal waters are subject to compliance with federal requirements of navigation and the proposed policy would be in the interest of public safety, the Staff recommended adoption of a policy for the duration of the NASA and Defense Department operations in the zone.

Upon motion by Attorney General Ervin, seconded and adopted, the Trustees, desiring to cooperate with the federal agencies in the interest of public safety, directed that for the period of the National Aeronautics and Space Administration and Department of Defense projects in the Canaveral zone, no state permits, leases or grants would be issued by the Trustees for that area defined in the request without the approval and concurrence of the U. S. Army Corps of Engineers.

BREVARD COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of fill permit applied for by J.A.W. Davis, Jr., on behalf of Pelican Cove Apartments and Embassy Apartments, to dredge 110,000 cubic yards of fill material from the bottoms of the Banana River to fill uplands in Section 31, Township 24 South, Range 37 East, for which $2700.00 was remitted in payment at the standard yardage rate.

DADE COUNTY - The City of Miami by Resolution No. 34606 adopted May 15, 1963, requested conveyance of the submerged land between the bulkhead line and Royal Road in Section 21, Township 54 South, Range 41 East for street and other incidental purposes. Arrangements had been made for filling simultaneously with filling of adjacent submerged lands.

Upon motion adopted without objection, the Trustees granted dedication of the strip of submerged land to the City of Miami for public street purposes.

DUVAL COUNTY - File No. 1226-16-253.129. Application was made for disclaimer pursuant to provisions of Section 253.129, Florida Statutes, to Mrs. Nell L. C. Bostwick, riparian upland owner, covering 20.2 acres of St. Johns River bottom lands filled prior to the year 1951 as extension of uplands now owned by Mrs. Bostwick in Sections 53 and 54, Township 1 South, Range 27 East, all being landward of the established bulkhead line.

Upon motion duly adopted, the Trustees authorized disclaimer to the applicant for $10.00 processing fee.

INDIAN RIVER COUNTY - Indian River Mosquito Control District requested adoption of a policy by the Trustees whereunder the Staff might examine plans and authorize limited dike construction and drainage ditching in marginal swamp areas without changing legal status of the areas so worked, all in accordance with standards of the State Board of Health and in accordance with authority and provisions of Chapter 24600, Acts of 1947 as amended by Chapter 61-2278. The District had maintained excellent records of its operations and it was in the public interest to permit (1) construction of dikes upon the perimeter of mangrove and swamp areas to keep the enclosed area flooded to a depth which would support fish; and (2) cutting of drainage ditches through mangrove and perimeter escarpments in order to drain stagnant, mosquito-breeding ponds or maintain connection with the open waters in order to eliminate stagnation.

Chapter 24600, as amended, authorized such operations. To assure more complete coordination between the District and the Trustees it was recommended that the Staff be given authority to review plans for such diking and ditch construction and to authorize such limited work in Indian River County. From time to time the District would need to fill by hydraulic fill certain mosquito-breeding areas and the policy recommended for that type of operation was approval based on submission of plan, determination as to whether the area was swamp and overflow or tidal sovereignty land, and authorization for such filling on state owned land would be by action of the Trustees.

Upon motion duly adopted, the recommendations were approved as policy of the Board.

MANATEE COUNTY - File No. 1219-41-253.124. Upon motion adopted without objection, the Trustees formally approved Manatee County Permit issued December 10, 1962 to Coral Shores Development Corporation to fill submerged land sold by Trustees January 8, 1963 (Contract No. 23283).

MONROE COUNTY - On May 14, 1963, the Trustees approved proposal of J. Bruce Vining to exchange submerged land under open waters in Tavernier "Community Harbor" in Government Lots 3 and 4 of Section 27 Township 62 South, Range 38 East, less 0.97 acre in southwest corner of Lot 4 identified as the only upland in the lot, being a net area of 72.54 acres offered in exchange for conveyance by the Trustees of 70.4 acres of sovereignty mangrove in Sections 27 and 28, Township 62 South, Range 38 East. Notice of the exchange was issued to the riparian owners within 1000 feet and no objections were received.

Upon motion duly adopted, the Trustees reconfirmed the land exchange which would preserve the open waters of the Harbor for the public, subject to advertisement for objections only.

TRUSTEES' OFFICE - Equipment. Upon motion duly adopted, the Trustees authorized purchase of one K & E Compensating Polar Planimeter at net price of $45.00 for use in the Trustees' office in the Elliot Building.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Green, duly adopted, the Trustees approved Report No. 832 listing 1 regular bid for sale of Murphy Act land, and authorized execution of deed pertaining thereto.

BREVARD COUNTY - Refund. Upon motion duly adopted, the Trustees approved refund in the amount of $10.00 to Snow and Campbell, attorneys, for the reason that the State Road Department did not recommend release of the state road right of way reservation contained in Brevard County Murphy Act Part Deed No. 1235.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

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Tallahassee, Florida
June 11, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meeting on June 4, 1963, which were approved by the Attorney General and copy furnished to each member.

Governor Bryant discussed his reasons for the veto of Committee Substitute for House Bill No. 1774 introduced by Representative E. J. Gong of Dade County which provided for a ninety-day period for counties to determine whether lands for which Trustees had received purchase applications should be devoted to public outdoor recreational purposes and provided that upon receipt of resolution of the Board of County Commissioners citing tentative plan and time schedule for development, the Trustees should convey the land without cost to the county in which the land was located. The members agreed that while the intent of the measure was good the veto was proper, that in addition to the interest of the counties the state had an interest in the public lands which were often required for state uses, that outdoor recreation was not always the highest and best use of land, that local governments should be given opportunity to assert any needs at the proper time which the Trustees had done for years by notices of sales furnished to counties by registered or certified mail, and under the bulkhead law local governing bodies had opportunity to fix development limits for private riparian owners. It was felt that the proposed bill overlooked numerous considerations and was contrary to the state program of outdoor recreation areas.

Upon motion duly adopted, the Trustees directed Mr. Ferguson to confer with Mr. Gong on policies and procedures which might be developed to better coordinate the planning at state and local levels for disposition of Trustees' lands to meet the needs and welfare of the public.

DADE COUNTY - File No. 1306-13-253.12. On April 29 the Trustees considered application by Islandia Properties Company, abutting upland owner, for purchase of a parcel of submerged land in the Atlantic Ocean in Section 18, Township 57 South, Range 42 East, 3.0 acres at Elliott Key in the City of Islandia, Dade County, within the established bulkhead line. The land was advertised in the News Leader, Homestead, Florida, proof of publication furnished the Trustees, and no objections to the sale were received.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at $380.00 per acre, the appraised price.

DADE COUNTY - File No. 1311-13-253.12. On April 23 the Trustees considered offer of $100.00 from Wallace S. Kreidt, abutting upland owner, for 0.075 of an acre of submerged land in Section 1, Township 54 South, Range 41 East, in the Miami River landward of the established bulkhead line adjacent to applicant's upland in Lot 1-B and part of Lot 2-B, Riverside Waterfronts Subdivision, City of Miami. Based upon the information discussed April 23, the Trustees authorized advertisement for objections only and notice was published in the Miami Daily News, proof of publication filed, and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the parcel to Mr. Kreidt for $100.00.

PALM BEACH COUNTY - On April 23 the Trustees authorized competitive sale of the scattered five acre tracts in Sections 4 and 5, Township 45 South, Range 35 East, consisting of N½ of SE¼ of SE¼ of NE¼ in Section 5 and Tracts 16, 17, 18, 21, 37, 45, 46, 47, 48, 81, 82, 83, 109, 110 and that part of Tract 2 lying west of Miami Canal right of way, all in Okeechobee Fruit Lands Company Subdivision of Section 4, per plat recorded in Plat Book 1, Page 113, public records of Palm Beach County. J. W. Brown offered the appraised value of $78.75 per acre as base bid for the sale. Notice of competitive bidding was published in Belle Glade Herald, Belle Glade, Florida, and proof of publication was filed with the Trustees.

The tracts in Section 4 were in a subdivision platted in 1911 apparently without ground survey to establish the interior lots and roadways. The lots vested in the state under the Murphy Act and were purchased by the Trustees. It was necessary to make exception of the portion of Tracts 16 and 2 within the Bolles Canal right of way which was 260 feet wide but the width to be excepted was vague, estimated at 175 feet, and exception was made of that part of Tract 2 within right of way of Miami Canal, all in accordance with request of Central and Southern Florida Flood Control District.

Palm Beach County made a request for reservation of 100 foot right of way along the west side of the right of way of Miami Canal in Tract 2, apparently based on lack of information as to the irregular shape of the right of way of said canal as hitherto widened, said lot being reported as the only one now having direct public access. The grant of the requested right of way would have included a very irregular alignment for road across only the one tract and less than the total width of the tract. The Trustees took no action on the county's request.

Since the individual tract dimensions did not appear to be established by ground survey and the width for the Bolles Canal exception was vague, it was recommended that sale be made on the basis of a total of 70.14 acres as computed by the Staff, subject to right of purchaser within 30 days to proceed with survey to provide more precise area for payment.

J. W. Blevins filed bid of $8240.00 based on the estimated area of 79.76 acres, or $103.31 per acre. Competitive bidding by several parties resulted in high bid of $285.00 per acre by J. W. Brown of Pahokee.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale to the high bidder, Mr. Brown, subject to right of the purchaser to verify acreage by survey, as recommended.

NASSAU COUNTY - Lease. On March 19, 1963 at the request of W. M. & A. P. Fuller, the Trustees agreed to advertise for sealed competitive bids for ten-year state drilling lease covering 181.8 acres, more or less, of sovereignty lands of the State of Florida underlying a portion of the St. Marys River described as follows:

> All of any part of the lands belonging to the State of Florida and underlying the St. Marys River, being a strip of land approximately 100 feet in width from the center line of the channel or bed of the river to the mean high tide mark, being the boundary line of the adjoining riparian landowner; said strip of land commencing at a point on the St. Marys River at the intersection of the southwesterly boundary of Section 43, Township 4 North, Range 23 East (Martha Dell Grant) and the extension thereof with the center line of the St. Marys River, and thence running downstream a distance of approximately fifteen miles to a point of the intersection of said centerline of the St. Marys River with the northerly extension of the west boundary of Section 39, Township 5 North, Range 24 East (Sarah Petty Grant); said tract of land to include, but not be limited to, the beds and bottoms of the St. Marys River and all of the water bodies, streams, creeks, bayous, lagoons, lakes, inlets and tributaries of the St. Marys River, including all islands formed by said river; said tract for the purposes herein described shall be said to contain approximately one hundred eighty-one and eight-tenths (181.8) acres, more or less.

Notice was duly published in the Tallahassee Democrat and in the News-Leader of Fernandina Beach, Florida, and proof of publication was filed with the Trustees.

J. W. Hunt, as agent for W. M. & A. P. Fuller and South Penn Oil Company, made sealed joint bid in the name of the two firms offering consideration of $421.78 bonus bid including $18.18 as the first years' rental. The lease required royalty payments of one-eighth in kind or in value for oil and gas and fifty cents per long ton for sulphur, salt and/or brines, and an annual rental of ten cents per acre in advance for the first year, 25¢ per acre for second year, 50¢ per acre for third year and $1.00 per acre per year thereafter. It was explained that there was provision for renewal of the lease only in event of actual production.

Attorney General Ervin approved awarding the subject lease on the terms advertised but recommended shortening the primary term of future leases to insure early drilling on leased lands.

Upon motion duly adopted, the Trustees accepted the bid of W. M. & A. P. Fuller and South Penn Oil Company and authorized issuance of state drilling lease.

DADE COUNTY - File No. 1182-13-253.12. Joseph M. Fitzgerald et al, abutting upland owners, applied to purchase two parcels of submerged land at Elliott Key, City of Islandia, within the established bulkhead line, Parcel 1 lying in Biscayne Bay in Section 10, Township 58 South, Range 41 East containing 1.01 acres at the appraised price of $300.00 per acre, and Parcel 2 lying in Biscayne Bay and the Atlantic Ocean in Sections 14 and 15, Township 58 South, Range 41 East containing 2.4 acres at the appraised price of $300.00 per acre and 31.66 acres at the appraised price of $380.00 per acre.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized the parcels advertised for objections only.

BREVARD COUNTY - Upon motion duly adopted, the Trustees approved permit to remove 60,000 cubic yards of fill material from the Banana River to fill uplands owned by the Universal Sales Corporation of Cocoa Beach in Section 15, Township 23 South, Range 37 East, for a charge of $1800.00, subject to clearance after investigation.

MARTIN COUNTY - On May 21 the Trustees referred to Engineer William R. Kidd the application of the Town of Jupiter Island for state participation, as provided for in Section 253.65 F.S., in a beach nourishment project in an area of acute erosion. In view of legislation having passed providing a Division of Beaches and Shores under the Florida Board of Conservation, Mr. Kidd recommended that the Jupiter Island matter be turned over to that department.

The Trustees discussed the transfer briefly and it was agreed without objection to refer the application of the Town of Jupiter Island to the Board of Conservation, Division of Beaches and Shores.

TRUSTEES' OFFICE - Upon motion by Mr. Larson, duly adopted, the Trustees authorized purchase, for use in the Land Office, of one Compact Office Electric SCM Smith Corona "250" typewriter, net price to state $202.50 plus $2.50 for special key (degree sign), to replace an old typewriter which was property of the Department of Agriculture and would be used in the Mayo Building.

TRUSTEES' FUNDS - The Florida Industrial Commission requested loan of $200,000 to be used for purchase of a parcel 105 X 210 feet to complete acquisition of a site bounded by Monroe, Liberty, Adams and Market Streets in Jacksonville, for a new office building and parking lot. The Trustees were advised that current funds were not available for such expenditure and the Commission requested approval of the loan in order that funds received by the Trustees might be committed for the purchase. The Commission would pay interest equal, at least, to the interest the Trustees receive on their funds.

Governor Bryant recommended acquisition in order that the well-located parcel would be held for such a time when it would be available for state use by purchase from the Industrial Commission without increase in price.

Attorney General Ervin asked that the amortization period be cut to a shorter period than the 24 years proposed by the Commission.

Upon motion duly adopted, the Trustees took the request for loan under advisement with the suggestion that the repayment schedule be restudied.

SUBJECTS UNDER CHAPTER 18296

ALACHUA COUNTY - Application was made by H. McL. Grady for a parcel of land certified to the state under Part Certificate No. 15 of 1920 described as 21 acres, more or less, in Section 4, Township 8 South, Range 17 East, Alachua County. Mr. Grady was the former owner on June 9, 1939 and application complies with provisions of

Chapter 28317, Acts of 1953, commonly called the Hardship Act.

Upon motion by Mr. Larson, duly adopted, the Trustees approved conveyance under Chapter 28317 for the amount offered, $210.00.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* * *

Tallahassee, Florida
June 18, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meeting on June 11, 1963, which were approved by the Attorney General and copy presented to each member.

PINELLAS COUNTY - File No. 1280-52-253.12. Bulkhead Line; Sale. Presented for formal approval was an amended bulkhead line in Smith Bayou in Section 11, Township 28 South, Range 15 East, established by the Pinellas County Water and Navigation Control Authority on January 10, 1963, upon application by Walter K. Prior and George Saunders. Transcript of the local hearing showed no objections to the amended line.

Also, Walter K. Prior and George F. Saunders,abutting upland owners, represented by W. Turner Wallis, made joint application to purchase a parcel of submerged land and two small spoil islands in Smith Bayou in Section 11, Township 28 South, Range 15 East, containing 6.53 acres landward of the amended bulkhead line. Staff Appraiser reported value of $1460.12 per acre for the land. The Pinellas Authority advertised and recommended the sale.

Robert P. Wallis appeared on behalf of the applicants, an operator of a boat yard and a commercial fisherman. The area was described as a boating and fishing center and the bulkhead line appeared to deal with the realities of the zone, including the spoil deposits from Minnow Creek dredging work.

Upon motion by Mr. Green, duly adopted, the Trustees formally approved the amended bulkhead line as established by Pinellas County Water and Navigation Control Authority, and confirmed the sale on the basis of the appraised value.

DUVAL COUNTY - File No. 1316-16-253.12. Monticello Drug Company, abutting upland owner represented by Ulmer, Murchison, Kent, Ashby & Ball, offered the appraised price of $2500.00 for a parcel of submerged land in the St. Johns River in Section 14, Township 2 South, Range 26 East, 1.0 acre within the established bulkhead line in the City of Jacksonville, Duval County.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

DUVAL COUNTY - File No. 1340-16-253.12. Mrs. Nell L. C. Bostwick, abutting upland owner represented by Bostwick and Bostwick, offered the appraised price of $200.00 per acre for 18.63 acres of submerged land in the Broward River in Sections 16 and 17, Township 1 South, Range 27 East, within the established bulkhead line in Duval County.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

HILLSBOROUGH COUNTY - Bulkhead Line. Presented for formal approval were bulkhead lines established by the Board of County Commissioners of Hillsborough County by Resolutions adopted on April 24, 1963. The bulkhead lines were located (a) offshore from uplands in Section 36, Township 32 South, Range 17 East and Sections 30 and 31 of Township 32 South, Range 18 East, and (b) offshore from an area referred to as "The Kitchen" in Section 3, Township 31 South, Range 19 East, between two points on an existing established bulkhead line.

Upon motion adopted without objection, the Trustees formally approved the bulkhead lines as established by Hillsborough County on April 24, 1963.

LEE COUNTY - Bulkhead Line. Presented for formal approval was a bulkhead line established by the Board of County Commissioners of Lee County by Resolution dated June 5, 1963, located in Pine Island Sound offshore from uplands in Sections 22, 26 and 27, Township 45 South, Range 21 East.

Upon motion duly adopted, the Trustees formally approved the bulkhead line as established by Lee County on June 5, 1963.

PINELLAS COUNTY - Bulkhead Line. Presented for formal approval was a unit of the bulkhead line fixed by Pinellas County Water and Navigation Control Authority on June 26, 1959 for the City of St. Petersburg, which unit was excepted from approval of the Trustees August 1, 1961 for the reason that it was then within the right of way previously granted for State Road 55, the Sunshine Skyway. On June 10, 1963 the State Road Department disclaimed the easterly 1500 feet of the right of way northerly of a line projected east from the northernmost relief bridge of the Skyway. The unit of bulkhead line recommended for approval was that portion of the bulkhead line within the relinquished right of way.

Attorney General Ervin recommended that the matter be referred to the Pinellas County Water and Navigation Control Authority since several years had elapsed since the original line was set and owners in the area might be concerned.

Upon motion duly adopted, the Trustees deferred action for securing recommendation from the county as to the segment of bulkhead line.

SARASOTA COUNTY - Bulkhead Line. Recommended for formal approval was an amended bulkhead line established by the Sarasota County Water and Navigation Control Authority by Resolution adopted May 28, 1963. The line, located along the easterly shore of Little Sarasota Bay in Section 15, Township 38 South, Range 18 East, was fixed by the Authority upon application by William A. Blackburn.

Upon motion duly adopted, the Trustees formally approved the amended bulkhead line as established by Sarasota County Water and Navigation Control Authority.

MISCELLANEOUS

BROWARD COUNTY - Lease. American Telephone & Telegraph Company requested 99-year lease, with one-year non-use clause for cancellation, covering 5.07 acres in the NE¼ of NW¼ in Section 2, Township 48 South, Range 38 East, for a radio relay station site, together with a 40-foot access strip from the site to U. S. Highway No. 25 in the same section, all in Conservation Area No. 2 on which the Central and Southern Florida Flood Control District held surface easement, the underlying fee title being vested in the Trustees.

Lease provisions satisfactory to the District were developed subject to approval of the Trustees. The site and access strip would be filled to highway elevation with keys to the enclosure provided for entry by representatives of the District, the contemplated installation was considered by the Trustees' Staff to be in the public interest especially in event of an emergency and the firm desired to commence construction within two weeks. No appraisal had been made and a cash consideration of $507.00 was suggested in view of the potential public benefit.

Upon motion duly adopted, the Trustees approved the lease to American Telephone & Telegraph Company with provisions satisfactory to Central and Southern Florida Flood Control District, for $507.00 consideration.

DADE COUNTY - Board of Education and Trustees. The Florida Game and Fresh Water Fish Commission requested execution of consent by the Trustees of the Internal Improvement Fund and the Board of Education, for a ten-year lease with Aerojet-General Corporation for a Wildlife Management Area of approximately 40,000 acres and Wildlife Refuge area of approximately 27,000 acres which included lands under ten-year lease option No. 1640-1640S of the said two boards, subject to security regulations of the United States and Aerojet. The lease was prepared and executed by Aerojet and the Game and Fish Commission with formal consent by Arvida Realty Company, lessor of part of the land.

Governor Bryant said that the lease, achieved by long planning and negotiations would result in great public benefit. On this date the Board of Education granted its approval.

Upon motion duly adopted, the Trustees authorized execution of the joint consent subject to approval of the lease by the Attorney General.

PALM BEACH COUNTY - Pelican Bay Co-Op, holder of agricultural Lease Nos. 717 and 1600, requested clarification of provisions whereunder the lessee "shall not assign, sublease or part with possession or control of the premises nor any part thereof without the previous written consent of the lessors..". The provision included in leases generally, had been interpreted informally from time to time as allowing lessees to sublease without written consent when the lessee did not surrender possession and remained responsible to the Trustees. Policy statement was recommended to clarify the intent to allow subleasing without written consent of the Trustees in those instances where the lessee remained responsible to the Trustees under the lease covenants and provisions and did not surrender control or possession of the leased premises.

N. B. Willis and Bill Bailey were present on behalf of Co-Op members in the 305-acre farm lease area. It was stated that often subleasing was for very short periods.

The Attorney General felt that such agreements should be on a definite basis with written consent from the Trustees.

The consensus of the Trustees was that need for modification was not clearly shown, that language of the lease requiring written consent was clear and no change in policy was made.

BROWARD COUNTY - Disclaimer was recommended covering 1.22 acres in Section 34, Township 49 South, Range 39 East, to extinguish possible cloud created by quitclaim deed of George Polera as Trustee in favor of Trustees of Internal Improvement Fund dated November 21, 1962 recorded in Official Records Book 2501 at page 322, which was given in exchange for refund of purchase money paid for Deed No. 20904 dated December 3, 1959, conveying land to which the title failed. The refund was authorized November 27, 1962.

Upon motion duly adopted, the Trustees authorized issuance of disclaimer for handling charge of $10.00 to clear title.

BROWARD COUNTY - Fishermans Pier, Inc., applied for State Permit for commercial pier in the Atlantic Ocean at leased property in Block 5, Lauderdale-by-the-Sea in Section 10, Township 49 South, Range 43 East, City of Fort Lauderdale. The area was zoned commercial, $100.00 processing fee was tendered, and applicant had applied for permit from the U. S. Corps of Engineers (SAKSP Permits 5505).

Upon motion duly adopted, the Trustees authorized issuance of the permit subject to verification of city approval.

DADE COUNTY - Request was made on behalf of Pirates Bay Marina, Inc., holder of Contract No. 22903-A, for extension of time for paying the fourth installment of $3002.35, the grace period for which would expire before next scheduled meeting of the Trustees.

Upon motion duly adopted, the Trustees allowed extension to August 24, 1963 with the usual penalty interest of one per cent per month from the date the payment became due.

DUVAL COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of State Permit without charge to U. S. Coast Guard Auxiliary, Flotilla 10-7 for floating dock at the Auxiliary Headquarters on turning basin adjacent to Intracoastal Waterway and U. S. Highway 90 in Jacksonville Beach. The dock was to be used for training boatmen and in connection with search and rescue missions.

MARTIN COUNTY - Upon motion adopted without objection, the Trustee authorized corrective instrument requested by the U. S. Army District Engineer to amend the description in perpetual easement for spoil disposal purposes granted by the Trustees on March 12, 1963, over a parcel of submerged land in Hobe Sound in Sections 1 and 12, Township 40 South, Range 42 East.

MONROE COUNTY - Hugh R. Papy, attorney, applied for deed to replace lost, unrecorded Trustees' Deed No. 20723 dated July 22, 1954 to Willie Felton covering one acre of submerged land in the Bay of Florida in Section 10, Township 66 South, Range 32 East.

Upon motion duly adopted, the Trustees approved issuance of new deed to Willie Felton conveying only the title and interest which the Trustees held on July 22, 1954 for $10.00 charge.

PALM BEACH COUNTY - Upon motion adopted without objection, the Trustees granted to the State Road Department the following:

(a) Dedication of right of way for construction of State Roads 25 and 80 in Palm Beach County over reclaimed lake bottoms landward of the U. S. levee in Sections 10 and 11, Township 44 South, Range 36 East, containing a total of 8.95 acres.

(b) Temporary easement to terminate June 1, 1967, for dredging lakeward of the U. S. Okeechobee levee over 10 parcels of sovereign land in Lake Okeechobee for construction of State Roads 25 and 80 in Palm Beach County.

PALM BEACH COUNTY - The Florida Inland Navigation District applied for a disclaimer under Section 253.129 Florida Statutes, to two parcels of land filled prior to June 11, 1957, date of enactment of the Bulkhead Act, abutting applicant's upland ownership in Sections 17 and 20, Township 47 South, Range 43 East, containing 8 acres, more or less. The Trustees discussed the probable use of the land and the provision of Section 253.129 which required confirmation of title to filled lands in upland owners and issuance of disclaimer by Trustees upon request.

Upon motion duly adopted, the Trustees authorized disclaimer without the usual handling charge.

BROWARD COUNTY - Without objection, the Trustees adopted motion approving refund in the amount of $10.00 to the Broward County Title Company of Fort Lauderdale for the reason that the release of reservations in Broward County Deed No. 973 dated May 20, 1924 would be handled by the Central and Southern Florida Flood Control District.

DUVAL COUNTY - Trustees' Funds. On June 11 the Trustees took under advisement the request of Florida Industrial Commission for loan of $200,000.00 to assist in purchase of five parcels in Block 7, Doggett's Map of Jacksonville, which were needed to complete acquisition of the block bounded by Adams, Liberty, Monroe and Market Streets. Repayment schedule was restudied and the Commission advised that repayment could be commenced in 1964, completed within a period of not more than five years, with interest of approvimately 3¼% providing liquidation of bonds by the Trustees is not necessary. Since it was anticipated that the entire sum of $200,000.00 would not be required as a lump-sum advance, the Staff believed that installments could be paid out as separate parcels were acquired, without liquidating bonds.

The Commission, requiring two independent appraisals, requested the Trustees to have the Staff Appraiser make appraisal of the five parcels and bill the Commission for the expense involved.

The Trustees regarded the proposal favorably and directed Mr. Weigel to appraise the parcels, with the actual expense to be invoiced for payment to the Trustees by the Industrial Commission.

CAPITOL CENTER - The Trustees considered proposal by the State Road Department that title held by Trustees of Internal Improvement Fund to a parcel required for the Capitol Center located in the southeast corner of Lot 3 Chaires Addition, Tallahassee, be transferred to the Road Department. Known as the William McEvoy property, the parcel 85 feet long east and west, 40 feet wide at west end, 80 feet wide at east end, bounded north by right of way of State Road 20, was purchased by the Trustees on November 19, 1956 for $4500.00 purchase price plus $250.00 closing costs and $2.50 for recording deed.

Upon motion by Comptroller Green, duly adopted, the Trustees approved conveyance of the parcel to the State Road Department upon reimbursement of the Trustees in the amount of $4752.50 plus the cost of any documentary tax stamps which should be furnished.

TRUSTEES' FUNDS - Resolution adopted on this date by the State Board of Conservation authorized payment out of the Flood Control Account in the amount of $30,769.42 and requested transfer of $219,230.58 from the Internal Improvement Fund for the purpose of providing the nonfederal share of construction costs of certain continuing contracts for works of the Central and Southern Florida Flood Control project for the 1963 fiscal year, for which the Federal Government through U. S. Army Corps of Engineers had made available for the fiscal year the sum of one million dollars ($1,000,000.00) in excess of appropriations by Congress to expedite construction of needed flood control and water conservation works. On the basis of previous agreements the State of Florida through the Flood Control Account of the Board of Conservation was responsible for contributions of nonfederal share of said costs.

Upon motion by Comptroller Green, seconded and adopted, the Trustees advanced the sum of $219,230.58 from the Internal Improvement Fund to provide the amount required to take advantage of federal funds available for the 1963 fiscal year for construction works of the Central and Southern Florida Flood Control project.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 833 listing 1 regular bid for sale of Murphy Act land and authorized execution of deed pertaining thereto.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
June 25, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

LAND SALES

PALM BEACH COUNTY - On May 14, 1963 the Trustees authorized competitive sale with base bid of $110.00 offered by George H. Salley on behalf of Okeelanta Sugar Refinery, Inc., for the five-acre tracts in Sections 6 and 8, Township 45 South, Range 35 East, Palm Beach County, described as follows:

> Tracts 1 through 56, 59, 60, 63 through 100, less East 200 feet of Tracts 1, 32, 33, 64, 65, 96 and 97 of

> Okeechobee Fruit Lands Co. Subdivision of Section 6, Township 45 South, Range 35 East, as per plat recorded in Plat Book 1, Page 146, Public Records of Palm Beach County, Florida, less platted roadways, containing 449.08 acres, more or less, net area for sale, and
>
> Tracts 1 through 27, 29 through 36, 41 through 56, 61 through 68, 73 through 90, 93 through 96, 100 through 124, West half of Tracts 125 through 128, less West 200 feet of Tracts 16, 17, 48, 49, 80, 81, 112 and 113 of Okeechobee Fruit Lands Co. Subdivision of Section 8, Township 45 South, Range 35 East, as per plat recorded in Plat Book 1, Page 142, Public Records of Palm Beach County, Florida, less platted roadways, containing 504.86 acres, more or less, net area for sale.

The tracts in Sections 6 and 8 were in a subdivision platted in 1912 apparently without ground survey to establish the interior lots and platted roadways. The lots vested in the State under the Murphy Act and were purchased by the Trustees. Although assessed as five-acre tracts and so sold for taxes and certified to the State, the tracts had a re-computed net area as shown above, with the 10-foot strips (reserved in the original recorded plats for roadways) excluded. The land was advertised in the Belle Glade Herald with proof of publication filed with the Trustees. The land was offered subject to any outstanding drainage taxes.

The Governor's Committee on Recreational Development recommended public sale and copy of the sale notice was mailed to the county. The Director explained the policy, in effect for many years, of sending notice of each land sale to the county in which the land was located. It was suggested that letter be sent, also, to call the proposed land sales to the attention of the County Commissioners.

The Director called the land out and the following high bids were received:

> E. L. Parker bid $265 per acre, or a total bid of $119,006.20 for the 449.08 acres in Section 6;
>
> Bill J. Bailey bid $220 per acre, or a total bid of $111,069.20 for the 504.86 acres in Section 8.

Upon offering the combined area of 953.94 acres in both sections, no bids were received.

Upon motion by Commissioner Conner, seconded and adopted, the Trustees confirmed each of the sales to the respective high bidders at the prices offered.

CHARLOTTE COUNTY - File No. 1252-08-253.12. On May 14 the Trustees considered offer of $1040.00 per acre from Richard W. Stickley, abutting upland owner, for a parcel of submerged land in the Myakka River in Section 28, Township 40 South, Range 21 East, 1.5 acres within the established bulkhead line in Charlotte County. The land was advertised in the Punta Gorda Herald, proof of publication filed with the Trustees, and no protest was received.

Upon motion duly adopted, the Trustees confirmed the sale at the appraised price.

CHARLOTTE COUNTY - File No. 1318-08-253.12. On May 14 the Trustees considered application by Farr, Farr & Haymans on behalf of Martin Fleischman, riparian owner, for benefit of Cassius L. Peacock, Jr., holder of option, for purchase of 5.26 acres of submerged land in Charlotte Harbor in Section 6, Township 41 South, Range 23 East, City of Punta Gorda in Charlotte County, within the established bulkhead lines. Pending procurement of appraisal, the land was advertised in the Punta Gorda Herald and proof of publication was filed with the Trustees. Appraisal report was not received on this date.

B. H. McCallum protested closure of Rhetta Esplanade (shown "vacated" on applicant's map) and objected to filling to extend Taylor Street and the adjacent property.

Upon motion by Mr. Ervin, duly adopted, the Trustees deferred action for investigation of the objections.

MONROE COUNTY - File No. 1135-44-253.12. On May 14 the Trustees considered application by Bjarne Ursin, abutting upland owner, for purchase of 17.92 acres of submerged land in Pine Channel in Section 16, Township 66 South, Range 29 East, Big Pine Key, Monroe County. The established price of $300.00 per acre was approved by the Staff Appraiser. The land was advertised in the Key West Citizen, proof of publication filed with the Trustees, and no protest received.

Upon motion duly adopted, the Trustees confirmed sale to Mr. Ursin at $300.00 per acre.

MONROE COUNTY - File No. 1305-44-253.12. On May 14 the Trustees considered application by Seaboard Properties, Inc., abutting upland owner, with offer of the appraised price of $326.82 per acre, for three parcels of submerged land in the Atlantic Ocean in Sections 7 and 18, Township 59 South, Range 41 East, containing a total of 90.8 acres at Key Largo, Monroe County. The land was advertised in the Key West Citizen, proof of publication filed with the Trustees, and no protest received.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale to the applicant at the appraised price.

MONROE COUNTY - File No. 1307-44-253.12. On May 7 the Trustees considered offer of the established price of $300.00 per acre from F. Hamilton Merrill, abutting upland owner, for purchase of a parcel of submerged land in Florida Bay in Section 8, Township 63 South, Range 38 East, 0.60 acre at Plantation Key, Monroe County. The land was advertised in the Key West Citizen, and proof of publication was filed with the Trustees.

Protest was filed by Truman Henson of New York City on the basis of his claim to ownership of the bottoms off his shores, disputing that the Trustees owned the submerged lands, which objection was considered unsound.

Upon motion duly adopted, the Trustees overruled the objection and confirmed sale to Mr. Merrill at the price offered.

MONROE COUNTY - File No. 1308-44-253.12. On May 7 the Trustees considered offer of the established price of $300.00 per acre from Norman White, abutting upland owner, for purchase of a tract of submerged land in Florida Bay in Section 8, Township 63 South, Range 38 East, 2.01 acres at Plantation Key, Monroe County. The land was advertised in the Key West Citizen and proof of publication was filed with the Trustees.

Protest was filed by Truman Henson of New York City who disputed the Trustees' ownership of the submerged lands, which objection was considered unsound.

Upon motion by Mr. Green, duly adopted, the Trustees overruled the objection and confirmed sale to Mr. White at the price offered.

MONROE COUNTY - File No. 1314-44-253.12. On May 14 the Trustees considered offer of the established price of $300.00 per acre from Rudolph E. Atmus, abutting upland owner, for purchase of a parcel of submerged land in Florida Bay in Section 8, Township 63 South, Range 38 East, and fronting a portion of Lot 8, Randal Adams Subdivision, containing 0.47 acre at Plantation Key, Monroe County. The land was advertised in the Key West Citizen and proof of publication was filed with the Trustees.

Protest was filed by Truman Henson of New York City who disputed the Trustees' ownership of the submerged lands, which objection was not considered sound.

Upon motion by Mr. Green, duly adopted, the Trustees overruled the objection and confirmed sale to Mr. Atmus at the price offered.

MONROE COUNTY - File No. 1313-44-253.12. On May 14 the Trustees considered offer of the established price of $425.00 per acre from Nona Stein, abutting upland owner, for purchase of a parcel of submerged land in the Straits of Florida in Section 21, Township 64 South, Range 36 East, 0.45 acre at Lower Matecumbe Key, Monroe County. The parcel was advertised in the Key West Citizen, proof of publication was filed with the Trustees, and no protest was received.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale to the applicant at the price offered.

APPLICATIONS FOR LAND

CHARLOTTE COUNTY - File No. 1341-08-253.12. Mini B. Pearson et al, abutting upland owners, represented by Wood, Scheb, Whitesell & Drymon, offered the appraised price of $500.00 per acre for a parcel of submerged land in Lemon Bay in Section 6, Township 41 South, Range 20 East, 0.81 acre in Charlotte County within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized the parcel advertised for objections only.

DADE COUNTY - File No. 1338-13-253.12. E. W. Mollohan, Jr., for Coconut Grove Bank as Trustee, abutting upland owner, applied to purchase two parcels of submerged land at Elliott Key in Section 25, Township 57 South, Range 41 East, Dade County, Parcel 1 in the Atlantic Ocean containing 3.3 acres at the appraised price of $380.00 per acre and Parcel 2 in Biscayne Bay containing 5.3 acres at the appraised price of $300.00 per acre.

Upon motion duly adopted, the Trustees authorized the parcels advertised for objections only.

INDIAN RIVER COUNTY - File No. 1342-31-253.12. G. W. Crewes and wife, abutting upland owners, represented by Charles L. Herring, offered the appraised value of $200.00 per acre for a parcel of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, 0.86 acre in Indian River County within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

INDIAN RIVER COUNTY - File No. 1343-31-253.12. Victor W. Riedel, abutting upland owner, represented by Charles L. Herring, offered the appraised price of $200.00 per acre for a parcel of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, 0.89 acre in Indian River County within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

PALM BEACH COUNTY,- File Nos. 1235-and 1260-50-253.12. On May 21 the Trustees ordered thirty-day extension of the sixty-day postponement previously granted for hearing applications for submerged lands in Lake Worth at the City of Boynton Beach, Palm Beach County. Protests to sales and filling in Lake Worth had been filed by Izaak Walton League, Audubon Society, Palm Beach Garden Club and it was understood that objectors would endeavor to have the bulkhead line changed. No change having been reported and deferment period having terminated, the Staff recommended advertisement of the following two applications:

1. File No. 1235-50-253.12. Ernest H. Wilhelm et al, abutting upland owners, offered the appraised price of $1627.50 for 0.922 acre parcel of submerged land in Lake Worth in Section 22, Township 45 South, Range 43 East, City of Boynton Beach, within the established bulkhead line.

2. File No. 1260-50-253.12. J. B. Dunn and Helen D. Dunn, abutting upland owners, applied for a parcel of submerged land in Lake Worth in front of applicant's South 312.1 feet of North 785.16 feet of Gov. Lot 2, East of State Road 5 in Section 22, Township 45 South, Range 43 East, 2.27 acres in City of Boynton Beach, within the established bulkhead line. Applicant offered $1400.00 per acre, uniform with the appraised price for submerged land in the immediate vicinity and more than the 1962 appraised value of the subject parcel.

Upon motion duly adopted, the Trustees authorized advertisement of lands in the two applications for objections only.

LEASES

DADE COUNTY - Upon motion duly adopted, the Trustees approved assignment of Sand Lease No. 1567 by Daniels Towing Service, Inc., to Des Rocher Towing Co., Inc., execution of assignment and acceptance by assignee having been filed.

DADE COUNTY - Des Rocher Towing Company, Inc., applied for two-year extension of Sand Lease No. 1567 expiring July 13, 1963. The lease was non-exclusive with royalty of 15¢ per cubic yard, monthly minimum of $25.00, surety bond of $5000.00, provision for cancellation after 90-day written notice. The account was in good standing with last audit having been made in September 1962.

Upon motion, seconded and adopted, the Trustees approved two-year extension subject to lessee furnishing new surety bond.

FRANKLIN COUNTY - Ronald M. Bloodworth applied for one-year commercial sand lease covering the same 1.6 acre area in the Apalachicola River, Franklin County, in former sand lease No. 1336 which expired March 10, 1963. The account, recently audited, was found in good order.

Upon motion duly adopted, the Trustees authorized issuance of new lease with royalty of 15¢ per cubic yard, $20.00 monthly minimum, surety bond in the sum of $1,000.00, subject to lessee furnishing consent from the adjacent upland owner.

PALM BEACH COUNTY - Request was made by Ralph O. Johnson on behalf of Pelican Bay Co-Op, holder of Agricultural Lease Nos. 717 and 1600 covering 305.12 acres of land in the S½ of Section 16, Township 43 South, Range 37 East, for amendment of the lease provisions to include appropriate assurance to the Lessee Cooperative that in the event it or its members engage during the lease period in production of sugar cane on said lands thereby earning a sugar quota or sugar cane history, that such quota or history will not attach to the leased land under discontinuance of sugar cane production on the leased premises, but that the cooperative or its members shall retain such quota or history for application to sugar cane production on lands other than the premises under the said leases subject, however, to such regulations of the U. S. Department of Agriculture in effect at said time.

Commissioner Conner said that the Trustees, as owners of agricultural lands, should not desire any quota assigned to their lands thereby depriving any private operator desiring to produce sugar cane from obtaining or earning a quota or history. The members heard Mr. James Ball and other interested parties regarding regulations and practices which might apply to leased lands in which sugar cane might be grown.

Upon motion by Mr. Ervin, duly adopted, the Trustees deferred action pending receipt of further information to be sought from the U. S. Department of Agriculture.

PALM BEACH COUNTY - Considered last week and presented again on this date was the request of Pelican Bay Co-Op, holder of Agricultural Lease Nos. 717 and 1600 covering Palm Beach County lands, for modification of lease clause whereunder the Lessee Cooperative "shall not assign, sublease or part with possession or control of the premises ... without the previous written consent of the Lessors..." The proposed modification would add substantially the following: "except, however, such written consent shall not be required in instances where the sublease is to individual members of the Cooperative who may conduct share-crop operations or in instances where notice of sublease is filed with the Trustees by the Lessee Cooperative. In all instances of sublease without the written consent of the Trustees, the Lessee Cooperative shall be and remain responsible to the Trustees for payment of rental and for compliance with all conditions and covenants of the lease."

Upon motion by Attorney General Ervin, duly adopted, the Trustees approved appropriate modification of the lease clause for Lease

Nos. 717 and 1600, to become effective when incorporated in Supplemental Agreement executed by the Trustees and Lessee Cooperative.

MISCELLANEOUS

BREVARD COUNTY - File No. 1295-05-253.124. Upon motion adopted without objection, the Trustees formally approved the fill permit issued by the City of Titusville, Brevard County, on May 14, 1963 to fill the 0.144 acre parcel of submerged land previously sold by the Trustees to Oscar B. Hunter, Jr., in the referenced application file.

BREVARD COUNTY - The Trustees discussed generally bulkhead lines in the Banana River in the City of Cocoa Beach, Brevard County. Many calls and letters had been received and because of fast growth and development in the area there was need for early consideration of the bulkhead lines. The Director displayed a map showing lines contemplated for the whole zone north of the West Point area including areas both within and outside the municipality. The Trustees' Engineer, who had visited the area and conferred with representatives of several owners, felt that the westerly bulkhead line unit north of the city's golf course area should be shifted about 1500 feet easterly. He recommended that a 200-foot minimum width should be provided between exterior and interior bulkhead lines both in the city and outside, and that the bulkhead line should be fixed for city and county areas. Comptroller Green suggested a smooth transition from the corner of the golf course area. In either case, a private development plan which had been submitted would have to be modified. The county had not submitted bulkhead lines for the area south of Sections 9 and 10, but lines for the north half of the area might be acted upon.

Before official consideration of the bulkhead lines the Trustees requested Mr. Kidd to confer further with the city regarding consideration of adjustment of the line north of the golf course area and the provision of a 200-foot separation between the exterior and interior lines. Any such changes should be made by the city and submitted with amended maps and resolution before the hearing.

It was so ordered.

PALM BEACH COUNTY - File No. 1042-50-253.124. Deferred on March 26 and May 21 and presented on this date was the application for approval of fill permit granted by the City of Boynton Beach in June 1962 to Frank E. Roush to fill a submerged parcel in Section 22, Township 45 South, Range 43 East, purchased from the Trustees February 20, 1952, being 1.205 acres within the established bulkhead line. Deferment periods ordered by reason of protests to dredging and filling in Lake Worth having terminated, approval of the fill permit was recommended.

Upon motion duly adopted, the Trustees formally approved the fill permit granted by the City of Boynton Beach to Mr. Roush.

PALM BEACH COUNTY - File No. 1197-50-253.12. The Director recommended issuance of temporary easement to the United States for disposition of spoil from the Intracoastal Waterway upon a parcel of 2.023 acres of sovereign land in Boca Ratones lagoon. The parcel was not submerged, and under purchase application by William J. Hoysgaard et al, was being advertised for objections for sale on

July 23,1963. Pending the sale, easement granted by applicants for the dredge pipelines and spoil would operate as formal consent. Florida Inland Navigation District advised that contract for the waterway improvement would be effective July 1, 1963. Since the parcel was not submerged, the legal rights of the Trustees would not be impaired by raising the elevation of the parcel .

Upon motion adopted without objection, the Trustees authorized issuance of the requested temporary easement to the United States.

PINELLAS COUNTY - Upon motion adopted without objection, the Trustees authorized State Permit to Hotel Belleview Biltmore Operating Company for pier and docking facilities in Clearwater Harbor at the firm's property on Sand Key, for which Pinellas County Water and Navigation Control Authority permit No. 2550 was issued June 20, 1963 and $100.00 processing fee was filed with the Trustees.

POLK COUNTY - Sherwood L. Stokes, on behalf of Haines City Drainage District No. 1, submitted recommendation that the Trustees as the Board of Drainage Commissioners of the State of Florida under provisions of Section 298.12, appoint as Supervisors for the District (1) Charles M. Watts for one year, (2) Lawrence Garrett for two years and (3) Jess V. Smith for three years. Pursuant to advertised call for land owners' meeting for the purpose of electing supervisors, there was less than a quorum of land owners present and no legal election could be had.

Upon motion duly adopted, the Trustees made the following appointments of Supervisors for Haines City Drainage District No. 1:

Charles M. Watts for a term of one year,
Lawrence Garrett for a term of two years, and
Jess V. Smith for a term of three years.

TRUSTEES' FUNDS - For the minutes, clarification was requested concerning whether the advance of $219,230.58 made June 18, 1963 on behalf of Central and Southern Florida Flood Control District was a grant or loan to be repaid with or without interest. The advance was requested by the Board of Conservation for matching federal funds available for use in the 1963 fiscal year.

Governor Bryant stated that the $219,230.58 advance from funds of the Internal Improvement Fund should be considered a loan to be repaid from the Flood Control Account after July 1, 1963, without interest.

It was so ordered.

TRUSTEES' OFFICE - Motion was made by Mr. Green, seconded and adopted, approving employment of Miss Mae Granger as secretary in the Director's office at a salary of $450.00 per month effective July 15, 1963. Miss Granger replaces Mrs. Lois C. Roberts who retired June 30th.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 834 listing 1 regular bid for sale of Murphy Act land and authorized execution of deed pertaining thereto.

OSCEOLA COUNTY - Upon motion duly adopted, the Trustees approved refund in the amount of $10.00 to O. P. Johnson for the reason that the State Road Department did not recommend release of the state road right of way reservation contained in Osceola County Murphy Act Deed No. 469.

PASCO COUNTY - Offer of $400.00 was made by T. C. Stanley for conveyance under the Hardship Act of a parcel of land certified to the State of Florida under tax sale certificate No. 1279 of August 1, 1932, described as SE¼ of NE¼ of Section 32, Township 24 South, Range 20 East, 40 acres, Pasco County. Mr. Stanley was the owner on June 9, 1939 and the application complied with provisions of Chapter 28317, Acts of 1953.

Upon motion duly adopted, the Trustees approved conveyance under Chapter 28317 for the amount offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
July 2, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

MARTIN COUNTY - Presented for consideration were the unit of revised bulkhead line adopted June 12, 1962 by the Board of County Commissioners of Martin County and the bulkhead line adopted June 15, 1963 by the Town of Ocean Breeze Park. Resolution of the County Board of August 28, 1962 requested that Trustees reconsider their rejection on August 14, 1962 of said unit of revised bulkhead line which began 250 feet offshore at the right of way of State Road AIA-Jensen Beach bridge and ended at the north end of a line which the county understood the Town of Ocean Breeze Park had fixed 1000 feet offshore, which municipal line in 1962 had not been fixed according to the statutory requirements.

By Ordinance No. 7 the Town fixed its bulkhead line in accordance with Section 253.122 Florida Statutes, located offshore from all existing lands within the town bordering on the Indian River and the county has initiated a public hearing to be held July 9 to amend its bulkhead line (now 250 feet offshore) south of Ocean Breeze Park and provide a transition back into the existing county line 250 feet offshore from the proposed revision southerly to the Town of Sewall's Point. Transcript of the town's public hearing on June 15, 1963 disclosed objections by the Izaak Walton League and three citizens. Attention was called to a request made June 25 by the County to the State Board of Conservation for an ecological survey to aid in future planning but stating that such survey was not sought to oppose or delay any bulkhead line matter now pending for consideration by the Trustees.

Evans Crary, Jr., representing the Town of Ocean Breeze Park, stated that the bulkhead line and proposed development would benefit the town and the whole Jensen Beach area, eliminate an objectionable low tide mud flat and make the river more navigable. Also speaking in favor of the extension were Harry Hoke, Mayor of Ocean Breeze Park, W. B. Tilton, R. V. Johnson and others. Petitions signed by many property owners and residents in favor of the bulkhead line were presented.

Objections were filed by Martin County Chapters of Izaak Walton League and Audubon Society, twenty-two individuals, and petitions signed by a large number of residents of Martin County and the Jensen Beach zone and the following objectors were heard: C. H. Kindred, Robert T. Bair, Owen Lockwood, Martin Gillman and others, Objectors charged that approval of the lines, sales and filling would create a sawtooth shore line, damage fish and wildlife, destroy natural beauty and that extension was not needed.

Director Randolph Hodges of the State Board of Conservation advised that County Attorney Dean Tooker had requested an ecological survey to aid in future planning but not to delay pending hearings, however the Conservation Department was able to make studies only upon request by a state agency and if the Trustees desired a report on the area it would be made within forty-five days or less, if possible.

Two applications for purchase of submerged land within the proposed bulkhead line, shown on the meeting agenda, were passed without consideration on this date.

Upon motion duly adopted, the Trustees deferred action on the bulkhead line fixed by Martin County June 12, 1962 and the line adopted June 15, 1963 by the Town of Ocean Breeze Park pending survey of the area by the Board of Conservation and a report on the physical situation by the Trustees' Engineer.

BRADFORD COUNTY - Mrs. Constance Barnhill requested permit to construct a timber breakwater 40 feet long in front of her fishing camp property on Lake Santa Fe (a meandered lake) in Section 1, Township 9 South, Range 22 East, in order to minimize shoaling of her boat basin and buffeting of boats caused by prevailing winds across the lake. Applicant advised that the problem developed after a neighbor removed trees in the margin of the lake and hauled in sand to improve his beach adjacent to her property. The office of the Attorney General informally advised that issuance of permit was in order. In response to notice issued to the adjacent owner, E. W. Revel waived objection provided the breakwater did not extend in front of his property.

Upon motion duly adopted, the Trustees authorized permit for $25.00 processing fee with appropriate conditions for location of the breakwater so that no navigation channel was obstructed and no part was in front of the adjacent ownership, with bond of $200.00 to secure removal in event adverse effects resulted from the installation.

BREVARD COUNTY - Attorney Norman J. Smith, on behalf of landowners in Crane Creek Drainage District, requested that appointments of the following Supervisors be made by the Trustees, as the Board of Drainage Commissioners of the State under provisions of Section 298.12 Florida Statutes: Kelly George, Clark Strohmer and John H. Evans, Jr.,for one, two and three year terms, respectively. Pursuant to advertised call for land owners' meeting there was less than a quorum present in person or by proxy and insufficient acreage represented, and no legal election could be had.

Upon motion by Mr. Larson, duly adopted, the Trustees appointed as Supervisors of Crane Creek Drainage District Kelly George for a one year term, Clark Strohmer for a two year term and John H. Evans, Jr. for a three year term.

HILLSBOROUGH COUNTY - Upon motion adopted without objection, the Trustees granted temporary easement to the State Road Department for dredging in an area in the Little Manatee River in Section 18, Township 32 South, Range 19 East, 1.19 acres in Hillsborough County, for construction of State Road No. 45.

MANATEE COUNTY - The Attorney General suggested that a field examination be made by a registered land surveyor to determine the location and existence of mean high water lines which might exist in the mangrove or marsh areas marginal to Government Lots 3 and 4 in Section 27, Township 33 South, Range 17 East, long involved in litigation in the Circuit Court Case No. 14711 Nina Washburn v. Trustees of the Internal Improvement Fund. Costs incident to the study were assured by E. C. Kavanaugh, Jr., attorney representing the interests of W. V. Knott and Manuel V. Cowen, Of prime significance was determination of whether the lands involved were sovereignty tidal areas or swamp and overflow lands and the data to be secured was needed in connection with defense of the Trustees in the pending suit.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized field examination of the area by a registered land surveyor for the purpose recommended.

ORANGE COUNTY - Upon motion duly adopted, the Trustees authorized issuance of permit, subject to final approval of the Game and Fresh Water Fish Commission, to Nelson and Company for $25.00 minimum charge for sale of 400 cubic yards of material to be dredged from Lake Pickett for improvement of applicant's upland property in Sections 3 and 10 in Township 22 South, Range 32 East.

POLK COUNTY - Upon motion duly adopted, the Trustees authorized issuance of permit, subject to final approval of Game and Fresh Water Fish Commission, to Ben Hill Griffin, Inc., for $500.00 for 10,000 cubic yards of material to be dredged from bottoms of Lake Reedy to improve applicant's lake front property in Section 33, Township 31 South, Range 28 East.

TRUSTEES FUNDS - Land Acquisition Division and Land Acquisition Trust Fund were both authorized to be handled through the Trustees and were understood to be effective as of July 1, 1963. Budget requirements were not yet determined but it was expected that a Chief of the Land Acquisition Division would be needed and it was recommended that William R. Weigel, Jr., be transferred to that position with salary of $9450.00 for the first year and $9990.00 for the second year, effective as of July 1, 1963.

Inasmuch as the Land Acquisition Trust Fund was without funds, it was requested that the appointment should include authority for the Trustees to advance the salary and necessary travel, per diem and possibly incidental expenses, subject to reimbursement when funds were available in the account and the Land Acquisition Trust Fund would then be charged with the necessary expenses of the Land Acquisition Division.

Upon motion by Mr. Larson, seconded and adopted, the Trustees approved the appointment of Mr. Weigel as Chief of Land Acquisition Division at the salary recommended, and authorized advance of Trustees' funds for salary and expenses, to be reimbursed when funds were available in the Land Acquisition Trust Fund account.

TRUSTEES FUNDS - On February 5, 1963 the Board authorized contribution up to $1,000.00 in the cost of publication of 10,000 copies of illustrated report of the Governor's Committee on Recreational Development. Entitled "Florida Outdoor Recreation at the Crossroads", the report was published by Rose Printing Company, Tallahassee, and recommendation was made to purchase 2000 copies at $0.50 per copy, representing the Trustees' contribution.

Upon motion by Treasurer Larson, duly adopted, the recommendation was approved.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson, duly adopted, the Trustees approved Report No. 835 listing 1 regular bid for sale of Murphy Act land and authorized execution of deed pertaining thereto.

CITRUS COUNTY - Refund. Upon motion duly adopted, the Trustees approved refund in the amount of $10.00 to West Coast Title Company for the reason that the State Road Department did not recommend release of the state road right of way reservation in Citrus County Murphy Act Deed No. 7-Chapter 28317.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
July 9, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray. E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meetings on June 18, 25 and July 2, 1963, which were approved by the Attorney General and copy presented to each member.

LAND SALES

BREVARD COUNTY - File No. 1310-05-253.12. On May 28 the Trustees considered offer of the appraised price of $692.63 per acre from Lake Poinsett Corporation, abutting upland owner, for purchase of a parcel of submerged land in Newfound Harbor in Section 30, Township 24 South, Range 37 East, 3.12 acres, more or less, within the established bulkhead line in Brevard County. The land was advertised for objections only in the Cocoa Tribune, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the appraised price.

CHARLOTTE COUNTY - File No. 1251-08-253.12. On May 14 the Trustees considered application of Sandra Frizzell, abutting upland owner, to purchase nine parcels of submerged land in the Myakka River in Sections 17, 18, 20, 28 and 29, Township 40 South, Range 21 East, 17.355 acres in Charlotte County within the established bulkhead line. The Trustees were not willing to consider reduction in price for the land which was appraised $2779.00 per acre. At applicant's request the land was advertised in the Punta Gorda Herald, proof of publication filed and no protest received. Applicant was not represented on this date and the file showed no acceptance of the price fixed by the Staff Appraiser.

Upon motion duly adopted, the Trustees deferred action pending offer of the appraised price by the applicant.

DADE COUNTY - File No. 1324-13-253.12. On May 28 the Trustees considered offer by Vassie W. Mayer et al, abutting upland owners, of the appraised price of $391.00 per acre for a parcel of submerged land in the Atlantic Ocean in Sections 27 and 28, Township 50 South, Range 41 East, 34.43 acres at Old Rhodes Key, City of Islandia, Dade County, within the established bulkhead line. The land was advertised for objections only in the News Leader, Homestead, Florida, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale to the applicants at the appraised price.

DADE COUNTY - File No. 1325-13-253.12. On May 28 the Trustees considered application by Marvel I. Curry, abutting upland owner, to purchase two parcels of submerged land totalling 33.26 acres, more or less, at Elliott Key, City of Islandia, Dade County, within the established bulkhead line. Parcel 1 in the Atlantic Ocean in Section 36, Township 57 South, Range 41 East, contained 12.0 acres appraised $380.00 per acre, and Parcel 2 in Biscayne Bay in Section 35, Township 57 South, Range 41 East contained 21.26 acres appraised $300.00 per acre. The land was advertised for objections only in the News Leader, Homestead, Florida, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the two parcels of Dade County land at the appraised prices for each.

MANATEE COUNTY - File No. 1286-41-253.12. On May 21 the Trustees considered offer by Puma, Inc., abutting upland owner, of the appraised price of $471.00 per acre for a parcel of submerged land in Sarasota Bay in Section 27, Township 34 South, Range 16 East, 4.8 acres within the established bulkhead line in Manatee County. The land was advertised for objections only in the Bradenton Herald, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the land at the appraised price.

MONROE COUNTY - File No. 1319-44-253.12. On May 28 the Trustees considered application of Constance Flaum, abutting upland owner, with offer of $425.00 per acre for a parcel of submerged land in the Straits of Florida in Section 21, Township 64 South, Range 36 East, 0.46 acre at Lower Matecumbe Key, Monroe County. The land was advertised in the Key West Citizen, proof of publication filed and no objections received.

Upon motion adopted without objection, the Trustees confirmed sale to the applicant at the price offered.

MONROE COUNTY - File No. 1320-44-253.12. On May 28 the Trustees considered application by Dr. Charles F. Hudson, abutting upland owner, with offer of the established price of $300.00 per acre, or $100.00 minimum in this instance, for a parcel of submerged land in the Bay of Florida in Section 7, Township 63 South, Range 38 East, 0.20 acre at Plantation Key, Monroe County. The land was advertised for objections only in the Coral Tribune, proof of publication filed and no objection received.

Upon motion duly adopted, the Trustees confirmed sale of the parcel for $100.00 minimum.

MONROE COUNTY - File No. 1321-44-253.12. On May 28 the Trustees considered application by Joyce E. Pritchard, abutting upland owner, with offer of the established price of $300.00 per acre, or $100.00 minimum in this instance, for a parcel of submerged land in the Bay of Florida in Section 7, Township 63 South, Range 38 East, 0.22 acre at Plantation Key in Monroe County. The land was advertised for objections only in the Coral Tribune, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the price offered.

MONROE COUNTY - File No. 1327-44-253.12. On May 28 the Trustees considered application by Curtis B. Newton, abutting upland owner, with offer of $300.00 per acre or $100.00 minimum in this instance, for a parcel of submerged land in Largo Sound in Section 14, Township 61 South, Range 39 East, at Key Largo containing 0.26 acre, more or less. The parcel was advertised for objections only in the Coral Tribune and proof of publication was filed with the Trustees.

Objections filed by George W. T. Snare, Dennie H. Mayo and C. R. Sawyer were based on disagreement with the survey. The original subdivision map filed in 1925 contained obvious errors, including location of the shore line. An amended plat filed in 1927 corrected the shore line and other discrepancies, but all of the land had been sold, controversy developed and the amended plat was officially ruled void. Many lots vested in the State under the Murphy Act and were sold. Mr. Snare held title to land more than 400 feet to the southwest under a Murphy Act deed and appeared to disagree with all surveys made in the area, believing his land extended further east, while Mr. Mayo claimed his land lay further west, possibly by reason of one or more open-end surveys which did not reconcile the ground area with the plat of the subdivision. Applicant owned Lots 9 and 10 but Mr. Mayo as owner of Lots 3 to 8, contending that his boundary was further west than applicant's survey showed, cut an entrance canal to connect Largo Sound with an interior basin (borrow pit) and appeared to have cut part of the canal on applicant's Lot 9, across private land of others and a dedicated street. Applicant's surveyor made an overall survey and found no land shortage, and applicant applied for no submerged land in front of the northeasterly 15 feet of this Lot 9 (in the Mayo Canal).

Upon motion by Mr. Ervin, duly adopted, the Trustees overruled objections and confirmed sale of the portion of the submerged parcel directly in front of Lot 10 and the unexcavated portion of Lot 9 of Block 8, Anglers Park Shores, Plat Book 1, Page 148, subject to applicant amending his application to exclude any submerged land in front of the cut water passage to the old borrow pit.

PALM BEACH COUNTY,- File No. 1202-50-253.12. On May 28 the Trustees considered application by Marieange W. Harmon, abutting upland owner, for a parcel of submerged land in Lake Worth in Section 34, Township 44 South, Range 43 East, 3.616 acres in the City of Lake Worth within the established bulkhead line. The land was advertised for objections only in the Palm Beach Post, with proof of publication filed in the Trustees' office.

Central and Southern Florida Flood Control District waived objection to the sale.

Frank H. Stearns and Edward R. Wolfe protested the proposed sale as damaging to natural resources, view and natural beauty of the shoreline. Staff did not consider the objections valid, the land being within the bulkhead line established by the City of Lake Worth and its use being within the jurisdiction of the municipality as to zoning.

Attorney General Ervin expressed the general feeling of the members that local governmental bodies had the primary responsibility for fixing limits for sales and filling by location of bulkhead lines which were then referred to the Trustees for formal approval or rejection, and that after any sale a local fill permit was required, also subject to Trustees' approval. He pointed out that conservation enthusiasts objected to any sales of submerged land, and the Board tried to balance public rights and rights of private riparian owners. Governor Bryant felt that the procedures followed were proper, being based on establishment of bulkhead lines by the local units, however he expressed a desire that in Lake Worth the lines had been fixed nearer the shoreline. Mr. Conner commented that it was not uncommon for objections to be made by people who were already enjoying the same type of fill extensions.

Upon motion by Mr. Green, duly adopted, the Trustees overruled the objections and confirmed sale at the appraised price, $1925.00 per acre.

VOLUSIA COUNTY - File No. 1328-64-253.12. On May 28 the Trustees considered application by Dorothy K. Schoenith, abutting upland owner, to purchase a parcel of sovereignty land in the Halifax River in Section 11, Township 16 South, Range 33 East, 7.22 acres within the amended bulkhead line of Half Dollar Island in the area where a number of sales were confirmed on March 12th. The land was advertised in the Daytona Beach News-Journal, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale for $200.00 per acre appraised price, deed to contain the restriction regarding a navigable channel which was required in a previous conveyance to Martha E. Gore (see March 12, 1963 Minutes).

PALM BEACH COUNTY - On May 14, 1963 the Trustees and the State Board of Education authorized advertisement for competitive bids to be received for 15-year agricultural lease with 5-year extension option of the following described 5,765.27 acre tract, or for not less than 3 contiguous sections, described as follows:

> State Board of Education land: All of Sections 6, 7, 8, 16 and 17, Township 45 South, Range 38 East; 3,202.36 acres, more or less.
>
> Trustees I. I. Fund land: All of Sections 1, 12 and 13 in Township 45 South, Range 37 East and Section 18 in Township 45 South, Range 38 East; 2,562.91 acres, more or less.

The lease was advertised in the Belle Glade Herald, proof of publication filed in the Trustees' office and prospectus was furnished upon request. Requirements for bidding were base or starting bid of not less than stated yearly amounts averaging not less than an annual rental of $10.875 per acre, each bid to be accompanied by certified or cashier's check for $10,000 payable to the State Board of Education and Trustees which might be applied toward the required advance payment of the first two years' rental, lessee to expend not less than $35,000 in improvements each year for the first three years.

The Director called the land out and bids were taken first for three contiguous sections, then for the entire acreage as a whole, with five parties participating in the bidding. The high bid for the whole tract made by A. Duda & Sons, Inc., averaged $14.00 per acre annual rental which at the end of the 20-year period would total $1,614,275.60 plus the required amount of improvements incorporated in the land. The following graduated annual rentals were offered: $3.90 per acre for first two years, $6.50 per acre for 3rd and 4th years, $9.10 per acre for 5th and 6th years, $11.70 per acre for 7th and 8th years, $12.925 per acre for 9th and 10th years, $17.55 per acre for 11th through 15th years, $20.80 per acre for 16th through 20th years.

Upon motion by Treasurer Larson for the Trustees of Internal Improvement Fund, and motion by Superintendent Bailey for the State Board of Education, duly adopted, the two boards concurred in acceptance of the high bid for the entire acreage made by A. Duda & Sons, Inc., on the basis of the above defined annual rentals, prepayment of first two years' rental and commitment to invest $35,000 per year for the first three years in improvements of the leased premises.

APPLICATIONS FOR LAND

DADE COUNTY - File No. 1309-13-253.12. James Deering Danielson and wife, riparian upland owners, offered $3888.00 per acre or $855.36 for the parcel (the area appraisal approved by Staff Appraiser) for 0.22 acre of submerged land in Biscayne Bay in Section 21, Township 54 South, Range 41 East, lying between applicant's upland in Block 7, The Royal Gardens, Plat Book 20, Page 3, and the established bulkhead line in the City of Miami. Applicant desired to purchase and fill before the hurricane season was far advanced.

Upon motion by Mr. Green, duly adopted, the Trustees authorized advertisement of the parcel for objections only.

DADE COUNTY - File No. 1334-13-253.12. Carlton A. Hunt, riparian upland owner, offered $500.00 per acre for 1.4 acre parcel of sovereignty land in Biscayne Bay between Lot 23 John T. Peacock Subdivision and the established bulkhead line in the City of Miami. It was ascertained that practically all of the parcel was above mean high water, that applicant proposed to dry-fill without dredging, the area had long been an objectionable pocket, Butler Act filling began about 1938 and in 1955 it was reported that the United States Engineers office in Miami Beach gave informal permission for filling to the U. S. Pierhead-Bulkhead line which was subsequently established as Dade County bulkhead line under the 1957 Bulkhead Act. The Trustees' Staff was unable to define the area filled prior to June 11, 1957 which would be subject to disclaimer for a nominal handling charge. Acceptance of the offer of $500 per acre (appraised $300 per acre in 1957) and advertisement for objections were recommended.

Upon motion duly adopted, the Trustees approved the recommendation and authorized the parcel advertised for objections only.

DADE COUNTY - Attention was called to several applications involving submerged lands adjacent to the west shore of Biscayne Bay deferred on February 5 for two weeks pending further report from the Board of Conservation and other applications subsequently received, including several within municipalities, which had not been presented for the reason that the applications involving larger areas appeared to require a decision as to whether any sales and filling along the mainland shore were to be permitted. Staff had been advised to await conclusion of the Legislative Session.

On March 12 the Dade County Board of County Commissioners adopted Resolution No. 8417 declaring as the policy position of Dade County concerning sales of submerged lands "that it is hereby declared and established as the policy of Dade County that objections to all applications by riparian upland owners for the acquisition of submerged lands lying within approved bulkhead lines are hereby withdrawn, with the understanding that applications for permits to fill and develop such submerged lands shall be considered on the basis of the need and desirability of appropriate and reasonable allocation of lands to satisfy the future needs of the public in connection with the proposed plan of development thereof by the owners thereof." The Resolution further requested the Trustees "to give favorable consideration to the policy expressed ... and to render full cooperation to Dade County in the accomplishment of the objective of providing for proper preservation of adequate land use to satisfy the future needs of the public in respect to the development of submerged lands sold and conveyed to upland owners and adjacent lands."

Staff was unable to state whether the blanket withdrawal of county objection to sales could be approved without subscribing to the proposal that the Trustees support the county in whatever its undefined requirements might be for "proper preservation of land use" to satisfy needs of the public at an indefinite future date after the riparian owners had purchased at full appraised values predicated upon the free right to develop and use consistent with local zoning. The Staff felt that the riparian owner, if entitled to purchase, would reasonably expect to have the right to develop his upland and the purchased submerged land and if the riparian owner was not entitled to purchase and develop within the county-fixed bulkhead lines, then no market value could be fixed and it might be in order to suggest revision of the bulkhead lines.

The following applications previously deferred were listed for directive as to whether a date should be fixed for further consideration after issuance of notices:

> File 714-13-253.124, Wiseheart application to fill 105 acres. Sale confirmed and county fill permit issued (SAKSP Permits 62-278); deferred 2 weeks on February 5, 1963 for further report by Board of Conservation.
>
> File 1210-13-253.12, Campbell, 41.87 acres. Advertised and action on sale deferred November 27, 1962 at county request. 30-day deferment granted to allow county to submit plan and assurance that the planned public project would be carried out. No plan or assurance for a public project received. Again deferred February 5, 1963.
>
> File 1222-13-253.12. Colonial Village Apartments, Inc. 7.61 acres for golf course enlargement; advertised and action deferred 2 weeks on February 5, 1963 for further report by Board of Conservation.
>
> File 1152-13-253.12, Madami Corporation. 13.93 acres. Not yet advertised. Deferred Devember 4, 1962 and again on February 5, 1963.
>
> File 1240-13-253.12, Miami Corporation. 17.19 acres (net area 15.23 acres) in City of Coral Gables. Deferred Janury 8, 1963 for review of price; advertisement authorized

January 22; deferred March 12 until Dade County filed recommendation on proposed Seadade ship channel and possible use of spoil for causeway to Islandia. County's recommendation subsequently received expressing preference for route of ship channel and disposition of surplus spoil.

The following applications covering submerged lands outside municipalities had not been presented but might be acted upon when those in the preceding group are considered further:

File 1266-13-253.12, Charles D. McCormick. 8.11 acres 2 miles south of Coral Gables in Section 35, Township 55 South, Range 40 East,

File 1269-13-253.12, Estate of Charles Deering. 45.91 acres within closed bulkhead line of Chicken Key in Section 25-55-40 and Section 30-55-41.

File 1279-13-253.12, James L. Paxson and Amelia P. Farquhar. 423.18 acres at Black Point.

File 1268-13-253.12, Estate of Charles Deering . 73.35 acres.

The Trustees recognized that County permit was required for filling but felt that it was inconsistent to sell submerged land to upland proprietors and at the same time agree with the county to refuse to allow filling, and that if the county was uncertain that the land ought to be filled the question arose as to whether the bulkhead line was useful or should be reviewed by the county. The county had withdrawn objections to sales yet the Trustees had received many strong protests to any sale or development in Biscayne Bay.

Governor Bryant suggested that the county be asked for delineation of exactly what they wanted, as it appeared that the county was putting the public on notice that after purchase there was no assurance of getting a fill permit. This would affect the assigning of a fair market value for the land. Mr. Green commented that these applicants knew they had to clear with the local unit before filling and he was willing to make sales on that basis. Mr. Larson said the applicants were entitled to an answer from the Trustees and that some of the areas applied for were rather large.

Motion was made by Mr. Larson, seconded and unanimously adopted, that Metropolitan Dade County be asked to review the bulkhead line adjacent to the west shore of Biscayne Bay as applicable to the above listed applications pending before the Trustees.

ST. LUCIE COUNTY - Bulkhead Line and Application to Purchase. Presented for formal approval was the bulkhead line for Nettles Island in Sections 2 and 3, Township 37 South, Range 41 East, adopted by the Board of County Commissioners of St. Lucie County on June 25, 1963, being a modification of the line fixed by the county on February 19, 1963. On May 7 the Trustees referred the February 19th line back to the county with suggestion that the 100-foot connection to the mainland be eliminated and the encompassed area reduced consistent with a proposed land exchange whereby lands easterly of the island might be granted to applicants, Gene T. Dyer and wife, for reconveyance of an equivalent area purchased in 1956. Owners agreed to the exchange and the county submitted the bulkhead line to fit the area to be modified by the exchange.

File No. 1351-56-253.12. By the exchange the record owners, Gene T. Dyer and wife, would reconvey the West 23.43 acres of a 50-acre submerged tract purchased in 1956 (Trustees' Deed No. 21272) in exchange for 23.43 acres in Sections 2 and 3 of Township 37 South, Range 41 East, between Nettles Island and the mainland. Also, the Staff recommended grant of access road perpetual easement or dedication covering the 100-foot strip connecting the Nettles Island area with the mainland, the grant to contain provision that the easement or dedication would enure to the county, state or federal government as the interest of either in the access road might develop.

Upon motion duly adopted, the Trustees formally approved the bulkhead line adopted by St. Lucie County on June 25, 1963, granted perpetual easement for the access road as recommended, and approved the land exchange subject to advertisement for objections only with applicants to pay advertising costs.

MISCELLANEOUS

DADE COUNTY - The City Commission of Miami by Resolution No. 33608 adopted May 15, 1963, requested grant of the submerged lands between the established bulkhead line and the end of Kirk Street, as same existed and was platted in the subdivision "New Biscayne Amended" in Plat Book "B" at page 16, for the extension of Kirk Street subject to drainage easement granted by the Trustees to the State Road Department.

Upon motion duly adopted, the Trustees dedicated the land requested for public street purposes under supervision and control of the City of Miami, subject to the drainage easement.

DADE COUNTY - DesRocher Sand Company applied for two-year extension of Sand Lease No. 1569 expiring July 15, 1963, covering offshore areas near Terminal Island west of Fisher Island and southeast of Cape Florida. The non-exclusive lease, with royalty of 15¢ per cubic yard, $25 monthly minimum, $3000 surety bond and provision allowing Trustees to cancel after 90-day notice, was audited in September 1962 and the account was in good standing.

Upon motion adopted without objection, the Trustees authorized two-year extension of the lease on the same terms and conditions.

PUTNAM COUNTY - The City of Palatka recently sought assistance or cooperation of the Trustees toward removal of a boat house and dock in the St. Johns River at the foot of Laurel Street, reported to have been built by one Gillespie several years ago and later transferred to the late E. M. Bainbridge. Notice was issued to the Bainbridge Estate to show cause why the structure should not be removed. Thomas B. Dowda, on behalf of Mr. Gillespie, advised that the structure was erected about 1927-1928 under agreement with the city and county and he believed Mr. Gillespie still owned the boat house and appeared to have rights under his agreement with the city since all legal and other necessary arrangements were made for the installation.

Upon motion duly adopted, the Trustees referred the matter of removal back to the City of Palatka in view of the apparent authorization long prior to requirement of state permits.

DADE COUNTY - Upon motion duly adopted, the Trustees authorized refund of $10.00 to Herman I. Breton, attorney in Miami, being the amount overpaid in connection with request for release of canal reservations contained in Trustees' Deed No. 16160.

TRUSTEES' FUNDS - The Director called attention to Opinion No. 063-67 of the Attorney General which construed Chapter 63-40 Laws of Florida, Acts of 1963, as placing in the Board of Conservation's Division of Beaches and Shores the responsibility for processing state permits for groins, jetties, breakwaters and other coastal structures in the intra-coastal waters. Procedure was proposed by the Board of Conservation, including proposal that Trustees retain processing fees submitted with applications and transfer to the Board of Conservation an annual sum of $12,000 beginning July 1, for which no provision was made in the Trustees' budget nor provision made in Chapter 63-40. Under advice of the Attorney General the Division of Beaches and Shores would be expected to handle all processing, presumably including making its own regulations and requirement of application fees. The fees heretofore collected on applications since passage of the new law May 14 were subject to disposition by the Trustees, having been required pending determination by the Attorney General concerning responsibility under the existing law and the new law, which did not appear to repeal the existing law.

Director of the Board of Conservation, Senator Randolph Hodges, in making request for $12,000 from the Trustees, stated that fees set out by the Board of Conservation would come to the Trustees, that he would try to negotiate for more services with the Coastal Engineering Laboratory, some services of which would be available to the Trustees, also. The Trustees' Director suggested that under the Attorney General's finding the Board of Conservation could fix and collect its own fees.

The Trustees agreed to advance $12,000 to the Board of Conservation for work of the Division of Beaches and Shores, reserving decision as to source or manner of allocation from Trustees' funds until negotiation of contract with Coastal Engineering Laboratory by the Conservation Director and determination of the extent that services were provided which the Trustees had been paying for out of the operating budget, and Mr. Ferguson and Senator Hodges were requested to work our further details for consideration by the Trustees.

OUTDOOR RECREATIONAL DEVELOPMENT PROGRAM - At the request of Governor Bryant, the Trustees' Engineer with the use of a number of charts reviewed the first organizational steps to implement the extensive new Outdoor Recreational Development program authorized by the 1963 Legislature. He explained that the Outdoor Recreational Development Council composed of the Governor and the Cabinet would direct the work under the program and that to serve on the Outdoor Recreational Development Committee, composed of representatives from various agencies, there should be designated a member of the Trustees.

Upon motion by Comptroller Green, seconded and unanimously adopted, the Trustees designated Commissioner Doyle Conner as representative of the Trustees of Internal Improvement Fund on the Outdoor Recreational Development Committee.

SUBJECTS UNDER CHAPTER 18296

CITRUS COUNTY - Application was made by LaFilse Chaney and Bernice Chaney, his wife, with offer of $100.00 for conveyance under the

Hardship Act of a parcel of land certified to the State of Florida under tax sale certificate Nos. 296 of 1926, 588 of 1927 and 452 of 1933 described as Lot 6, Block 50, Town of Homosassa.

Upon motion by Commissioner Conner, seconded and adopted, the Trustees authorized conveyance under Chapter 28317, Acts of 1953, for the amount offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
July 16, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

APPLICATIONS FOR LAND

CHARLOTTE COUNTY - File NO. 1140-08-253.12. James Cipriani, the abutting upland owner, represented by D. Frank Smoak, Jr., applied for a parcel of sovereign land now filled in Charlotte Harbor in Section 36, Township 40 South, Range 22 East, Charlotte County. Having been filled prior to May 29, 1951, the parcel came within the provisions of Section 253.129 Florida Statutes and issuance of disclaimer was recommended.

Also, Mr. Cipriani applied to purchase 1.14 acres of submerged land in Charlotte Harbor abutting the above described filled parcel, at the amended value of $6,143.89 for the parcel.

Upon motion duly adopted, the Trustees authorized issuance of the disclaimer for $10.00 charge and advertisement of the parcel of submerged land for objections only.

DADE COUNTY - File No. 1345-13-253.12. Aled Corporation, abutting upland owner, represented by J. Bruce Vining, made application to purchase two parcels of submerged land at Elliott Key in Sections 1 and 2, Township 58 South, Range 41 East, Dade County. Parcel 1 in the Atlantic Ocean contained 3.39 acres at the appraised price of $380.00 per acre, and Parcel 2 in Biscayne Bay contained 6.02 acres at the appraised price of $300.00 per acre.

Upon motion duly adopted, the Trustees authorized the two parcels advertised for objections only.

DADE COUNTY - File No. 1183-13-253.12. Ward and Ward on behalf of Albert Construction Company, et al, made application for (1) disclaimer under Section 253.129 Florida Statutes, of a parcel of sovereign land containing 0.8 acre, more or less, filled prior to June 11, 1957 in Biscayne Bay abutting uplands in Section 38, Township 54 South, Range 41 East, in the City of Miami, Dade County; and (2) purchase of a parcel of submerged land containing 0.7 acre in Biscayne Bay lying bayward of and abutting the filled parcel. The adjusted appraised value of the submerged parcel was $7,771.50 per acre.

Upon motion duly adopted, the Trustees authorized issuance of the disclaimer for $10.00 charge and advertisement of the parcel of submerged land for objections only.

INDIAN RIVER COUNTY - File No. 1233-31-253.12. Bulkhead Line and Application.

Presented for formal approval was the amended bulkhead line established by the City Council of the City of Vero Beach by Ordinance No. 913 dated November 20, 1962. The Trustees examined the map submitted which showed the line located in the Indian River in Section 5, Township 33 South, Range 40 East, encompassing a parcel of approximately one-fourth acre.

Also, offer of the appraised value of $250.00 (for the parcel) was presented from Riomar Bay, Inc., abutting upland onwer, represented by Mitchell and Mitchell, for purchase of 0.258 acre parcel of submerged land in Section 5, Township 33 South, Range 40 East, within the said amended bulkhead line.

Upon motion duly adopted, the Trustees formally approved the amended bulkhead line as established by the City of Vero Beach on November 20, 1962, and authorized the parcel of land applied for by Riomar Bay, Inc., to be advertised for objections only.

MARION COUNTY - File No. 1352-42-253.36. Green and Simmons on behalf of James S. Weaver, Trustee, applied to purchase a parcel of reclaimed lake bottom land in Lake Weir in Section 23, Township 17 South, Range 23 East, 13.45 acres, more or less, Marion County, abutting the applicant's upland property. Mr. Kidd said that cleaning the area would be an improvement and recommended advertisement for objections.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized advertisement of the land for objections only.

MONROE COUNTY - File No. 1333-44-253.12. Bjarne Ursin, abutting upland owner, represented by Wakefield and Underwood, offered the appraised price of $300.00 per acre for a parcel of submerged land in Pine Channel in Section 16, Township 66 South, Range 29 East, 22.89 acres at Big Pine Key, Monroe County.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

DADE COUNTY - Representing the City of Miami Beach, Mr. Ben Shepard was present in connection with a project to widen another portion of Collins Avenue from 70 feet to 130 feet, being a continuation of a widening project previously accomplished for which the Trustees conveyed a strip of submerged land in Indian Creek. Mr. Shepard showed map of the area from approximately opposite 55th to 60th Streets, 3100 feet, and requested an expression from the Trustees before the city proceeded with the great expenditure of funds and negotiations which the project would require. Whereas the previous widening had involved narrow strips of land unsuitable for structures between right of way of Collins Avenue and Indian Creek, in this case the strip of land consisted of lots 150 to 250 feet in depth some of which were occupied by residences. As in the past the city planned to acquire, fill and bulkhead submerged land and exchange with private owners for the land needed for the road, and would reimburse owners for damage to any structures. Mr. Shepard's apprehension and desire for tentative approval was caused, he said, by the fact that previously the Trustees had required inserted in the conveyances a provision that no structures could be erected on the parcels which provision could not be required here because of the greater width of the parcels west of the road.

The members asked about disposition of the abandoned right of way, access for owners, traffic conditions, and whether the proposed road alignment could be shifted so as to take less submerged Indian Creek land. It was recognized that an element of necessity existed and the Governor said that ultimately the Board should agree on something to assist the City of Miami Beach, however study by the Trustees' Staff and advice of the State Road Department appeared desirable.

Upon motion by Comptroller Green, seconded and adopted, the matter was referred to the Staff and the State Road Department for recommendations .

INDIAN RIVER COUNTY - Resolution adopted July 3, 1963 by the Board of County Commissioners of Indian River County requested Trustees in order to preserve the Pelican Island Wildlife Refuge "to dedicate in perpetuity to the people of Indian River County, Florida, and to the Board of County Commissioners... a body of land and water containing 4760 acres, more or less" which included almost all open water, all mangrove islands and United States spoil easements east of the Intracoastal Waterway from a point about 600 feet north of Wabasso Island northerly over 34,000 feet, west of the established bulkhead line. The county request was for dedication subject to an outstanding lease of part of the area to Florida Audubon Society and the area generally corresponded to a plan circulated by U. S. Fish and Wildlife Service and Florida Audubon Society in behalf of which numerous letters were received.

After study by the Staff and review by the Attorney General, it was not recommended that vast open public water areas be included in a restrictive dedication. Staff did recommend dedication of the seven islands shown in red on U. S. Geological Survey Quadrangle Map, the northernmost being at Turtle Pen Slough and the southernmost being Preachers Island, together with the open water areas or sloughs in the largest island of the group. Reservation of several narrow passages for small boats was desirable. The dedication would respect riparian rights of upland owners as delimited by the county's established bulkhead line and would permit maintenance of boating along the bulkhead line. Small mangrove patches in Spratt Creek and East Channel were not included in the recommended dedication area since removal of portions might be necessary to preserve a useful channel between the upland and areas proposed for dedication.

The Staff made recommendations as to administration of the dedication and recommended that the areas be described by reference to photo reproduction of the map to be incorporated in the instrument of dedication. Engineer Kidd reported on his examination and the Board was shown pictures and the quadrangle map of the entire area including Pelican Island which did not exceed 10 acres and was the nation's oldest bird refuge, dedicated in 1903 by President Theodore Roosevelt. Members of the County Commission had indicated that survey and legal description of the dedication area would be furnished to the Trustees.

Upon motion by Comptroller Green, seconded by Mr. Larson and adopted, the Trustees accepted the Staff recommendations for perpetual dedication of an estimated 422.58 acres comprising the seven islands, the northernmost being at Turtle Pen Slough and the southernmost being Preachers Island, together with the open water areas or sloughs in the largest island of the group, under supervision of the Board of County Commissioners with authority for said Board to arrange for such assistance by state agencies as might be desirable and practicable in administering the dedication for wildlife refuge purposes and with the right for the county to enter into agreements, approved by the Trustees, for administration on a year-to-year basis by the U. S. Fish and Wildlife Service and/or Florida Audubon Society or other conservation agencies or organizations, the dedication to be subject to the current lease to Florida Audubon Society which would expire November 2, 1969.

PINELLAS COUNTY - File No. 1356-52-253.12. The City of Tarpon Springs requested dedication of a parcel of submerged land adjacent to city-owned upland in Section 10, Township 27 South, Range 15 East, containing 106.4 acres in St. Joseph Sound to be improved and used for public recreational and beach purposes. It was noted on the map that the parcel extended 6500 feet in very shallow water and would facilitate access to the Intracoastal Waterway.

Upon motion adopted without objection, the Trustees authorized dedication of the parcel requested by the City of Tarpon Springs for public recreational purposes.

LEASES

DADE COUNTY - Trustees of Internal Improvement Fund and
State Board of Education.

Mr. Williams, Land Agent, discussed with members of the State Board of Education and those members of the Cabinet constituting the Trustees of the Internal Improvement Fund the application of Mr. Wendell L. Roberts for a joint State Drilling Lease for oil and gas covering the interests of the two boards on Dade County. The lands involved are described as follows:

State Board of Education (reserved ½ interest)	oil acres
Section 16, Township 54 South, Range 36 East	320
Section 16, Township 54 South, Range 35 East	320
Trustees of Internal Improvement Fund (full interest)	
Township 53 South, Range 36 East: Sections 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33 and 34,	7,680

Township 54 South, Range 35 East: Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 17 and that part of Sections 20, 21, 22, 23 and 24 lying north of Everglades National Park,	9,110
Township 54 South, Range 36 East: Sections 3, 4, 5, 6, 7, 8, 9, 10, 15, 17, 18 and that part of Sections 19, 20, 21 and 22 lying north of Everglades National Park	7,160
Township 54 South, Range 36 East (reserved ½ interest) West 3/4 of Section 16	240
Total Oil Acres	24,830

The foregoing are unsurveyed lands and are subject to public easements (roads, levees, etc).

It was pointed out that the applicant was requesting a joint lease for a primary term of 10 years and agrees to commence operations to drill the first well within the first 18 months of the lease with an additional well to be drilled during each subsequent 2½ year period of the lease. Further, the applicant would agree to drill each well to a depth of 11,300 feet unless production should be encountered at a lesser depth. The offer of annual rental of the above described lands was made at 25 cents per acre (oil acre). Mr. Williams reported that the applicant had negotiated lease of the privately owned petroleum interest in Section 16, Township 54 South, Range 35 East.

Governor Bryant expressed some concern over the fact that the number of acres involved in this transaction was more than that covered by a policy recently adopted by the board involving certain restrictions. Mr. Larson also stated that ten years seemed to be too long a period of time for the lease as requested by Mr. Roberts. However, both Governor Bryant and Mr. Larson agreed that they would be willing to consider this transaction with the understanding that it would be approved by Attorney General Ervin upon his return.

Pursuant to the recommendation, therefore, of Mr. Williams, motion was made, duly seconded, and unanimously carried that the application in all of its aspects be approved by the State Board of Education subject to the approval of the Attorney General. Such action would also govern the decision of the Board of Trustees of the Internal Improvement Fund.

ST. JOHNS COUNTY- Amendments were proposed for incorporation in formal agreement supplemental to State Leases Nos. 1719, 1720, 1721 and 1722 held by James Appell covering contiguous marsh areas in Section 22, Township 5 South, Range 29 East, aggregating about 205 acres fronting on Deep Creek and the Intracoastal Waterway. Lessee during the past four years developed portions for family-type recreational uses but had been hampered by problems of access, boundary disputes, weather damage and inability to sublease small areas as cottage sites. Lessee reported persons and organizations desired to sublease small areas but desired assurance that their subleases could be continued in event the overall lease was terminated. The Appell leases, by their terms, would expire in 1987 and the leased area being large, small parcels might be subleased and improved without depleting the area as a recreation center. In order to promote development the Staff proposed amendment whereunder:

1. Lessee would have a suitable area staked and platted in small lots with access roads, with measurements referenced to an established landmark so no confusion might result as to the limits of parcels subleased, with map filed with the affected lease.

2. Lessee would be required to file with Trustees copy of each sublease in form approved by Trustees Staff, with name and address of the sublessee.

3. In event Trustees' lease of the area so subleased should for any reason be terminated prior to its expiration date, holder of any sublease would be entitled to receive from the Trustees a lease of the subleased parcel for the unexpired term of the terminated prime lease. Processing fee of $25 was recommended, with such small lot rental to be uniform with that required in the subleased.

4. Any sublessee desiring to transfer his parcel would be allowed to do so provided copy of assignment of sublease was filed with Trustees with signed, notarized acceptance by the assignee of covenants and provisions of the sublease.

Also, request was made for an additional 30-day extension of time for payment of rentals due January 16 on the Appell leases.

Upon motion by Treasurer Larson, adopted without objection, the Trustees granted an additional 30 days for making payment of rentals on State Leases 1719, 1720, 1721 and 1722 with requirement of penalty interest of 1%; also the Trustees authorized the above described amendment to be incorporated in formal agreement supplemental to said leases.

MISCELLANEOUS

LEE COUNTY - V. L. Buchanan and Bowen G. Suhr made application to remove a limited amount of beach material at their Gulf frontages on Sanibel Island to use for improving access connection to a new road being provided by the county, to which they now had access only along the beach. The Coastal Engineering Laboratory, while not favoring removal of beach material, advised that the small quantity proposed should cause no harm. Sale of not more than 1000 cubic yards was suggested at the standard rate subject to agreement that removal would be done in such manner as to leave no holes.

Engineer William R. Kidd pointed out that since the state was besieged in some areas for emergency erosion control, removal of material should be avoided, and that on Sanibel Island there were pits from which material could be secured.

Upon motion duly adopted, the Trustees denied the application.

LEON COUNTY - Presented for consideration of the Trustees was a resolution which was also presented earlier on this date to the Cabinet, from the North Tallahassee Home Owners Association composed of resident property owners of Leon County protesting the route of Interstate Highway No. 10 as proposed through the area immediately north of Tallahassee and across Lake Jackson, bottoms of which were sovereignty lands of the State of Florida. The group felt that the construction of an interstate highway through Lake Jackson would seriously damage the outdoor recreational values of the lake and would jeopardize the development of the most beautiful residential area in Tallahassee.

The Trustees directed that the resolution be filed.

PALM BEACH COUNTY - File No. 1355-50-253.129. Staff recommended issuance of disclaimer, in form provided by the Attorney General for disclaimers under Section 253.129 Florida Statutes, to Joseph F. Edwards covering a parcel of land in Jupiter Inlet in Section 31, Township 40 South, Range 43 East, Palm Beach County, which was filled under Department of Army Permit 800.61 (6930) dated 1952. The Trustees had waived objections to the filling as an emergency measure. The office of the Attorney General had recognized passage of the bulkhead law on June 11, 1957 was not retroactive and did not extinguish the right to fill during permit term. Under Section 253.129 title to land filled prior to said date (in Palm Beach and Dade Counties) was confirmed and the Trustees were required to issue a disclaimer to the owner.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of the disclaimer for $10.00 handling charge.

PINELLAS COUNTY - Without objection, the Trustees authorized issuance of State Permits to (1) Bank Building & Equipment Corporation of America for marina in Boca Ciega Bay at applicant's upland in Treasure Island, and (2) to A. B. Darling for commercial dock in Clearwater Harbor at applicant's land in Yacht Basin Subdivision, Clearwater Beach, permits for each having been granted by Pinellas County Water and Navigation Control Authority and $100.00 processing fee paid to Trustees by each applicant.

TRUSTEES' MINUTES - Dade County Lands. Without objection, the Trustees approved addition of the following information shown in quotes to the Trustees' minutes of June 18, 1963 with reference to execution of consent by the Trustees and the Board of Education for lease with Aero-jet-General Corporation for a Wildlife Management Area "of approximately 40,000 acres" and Wildlife Refuge Area "of approximately 27,000 acres" which included lands in Lease Option "No. 1640-1640S."

TRUSTEES' FUNDS Attention was called to the fact that the State of Florida acting through the Trustees had withdrawn its application to use the deactivated Green Cove Springs Naval Base property in Clay County, for which the Trustees on May 7, 1963 advanced $62,140.00 as deposit for purchase from General Services Administration.

Upon motion duly adopted, the Board directed that steps be taken to have the money reimbursed to the Trustees.

TRUSTEES' OFFICE - Authorization for adjustment of the budget was requested with reference to five members of the office staff receiving salaries under a split payroll for whom 5% increase was provided by the Trustees' budget only with reference to the salary paid by the Trustees. Under the 1959 reorganization of the Department of Agriculture, the Land Office and the Field Note Division were not included and a bill was passed to merge these branches with the Trustees but failed by reason of lack of a Constriutional Amendment. The 1963 Legislature passed a similar bill with Joint Resolution for the Constitutional Amendment which will be subject to vote in 1964. The work of the five employees now being under direction of and for the Trustees, inclusion of increase by the Department of Agriculture was not feasible and it appeared that provision should have been made in the Trustees' budget for 5% increase of the combined salaries as of June 30, 1963, adjustment for which would amount to $745.25 for the year.

Upon motion by Comptroller Green, duly adopted, the Trustees authorized adjustment of the office budget to provide 5% increase of the combined salaries as of June 30, 1963 of the five employees on the split payroll.

TRUSTEES' OFFICE - Supplies. Without objection, the Trustees approved purchase of miscellaneous drafting equipment needed for the Trustees' office, total cost not to exceed $65.00 net.

SUBJECTS UNDER CHAPTER 18296

OKALOOSA COUNTY - Offer of $50.00 was made by B. H. Hart for conveyance of a parcel of land certified to the State of Florida under tax sale certificates 196 of 1931 and 1836 of 1933 described as 5 acres in the southwest corner of NE¼ of SW¼ of Section 34, Township 5 North, Range 22 West, Okaloosa County. Applicant was the former owner on June 9, 1939.

Upon motion duly adopted, the Trustees authorized conveyance to Mr. Hart under Chapter 28317, Acts of 1953, for the amount offered.

OKALOOSA COUNTY - Offer of $400.00 was made by Cora G. Sapp for conveyance of a parcel of land certified to the State of Florida under tax sale certififate 950 of 1933 described as the SE¼ of NE¼ of Section 32, Township 4 North, Range 23 West, 40 acres, Okaloosa County. Applicant was the former owner on June 9, 1939.

Upon motion duly adopted, the Trustees authorized conveyance to the applicant under Chapter 28317, Acts of 1953, for the amount offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
July 30, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General

Van. H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved the minutes of the meetings on July 9 and 16, 1963, as approved by the Attorney General and copies presented to each member.

LAND SALES

MONROE COUNTY - File No. 1141-44-253.12. On June 4 the Trustees considered offer of $425.00 per acre from Leo Wallach as starting bid for a sovereign mangrove flat or island commonly known as Wilson Key with adjacent submerged bottoms in Section 22, Township 63 South, Range 37 East, comprising 16.4 acres, more or less, lying in Whale Harbor northerly of U. S. Highway No. 1 between Windley Key and Upper Matecumbe Key. The land was advertised for competitive bids and objections in the Key West Citizen, proof of publication was filed with the Trustees, and no objections were received. Notice of sale showed that in addition to the high bid, purchaser was required to reimburse the applicant the sum of $50.00, the application fee.

A quorum of Trustees not being present on the advertised sale date, July 23, the Director called the land out in the Board Room and competitive bidding resulted in a high bid of $605.00 per acre made by H. J. McManigal, which was recommended for acceptance on this date. Also, Staff recommended 200-foot wide access to the highway for road purposes only, the road to be constructed to conform to road department requirements, subject to approval of U. S. Engineers and with provision for the easement or dedication to enure to the county or the State Road Department.

Attorney General Ervin recommended insertion of clause in right of way dedication to specifically exclude any business or commercial outlets on the causeway road.

Upon motion duly adopted, the Trustees confirmed sale to the high bidder, H. J. McManigal, and approved right of way easement or dedication 200 feet in width for road purposes only subject to approval of the State Road Department and U. S. Corps of Engineers, with provisions in the right of way instrument to specifically exclude any business or commercial outlets on the causeway-road, and for the easement to enure to Monroe County or the State Road Department as the interest of either in the access road might develop.

BREVARD COUNTY - File No. 1125-05-253.12. On June 4 the Trustees considered application from R. Nelson and Edward G. Nelson, abutting upland owners, for purchase of a parcel of submerged land in the Indian River in Section 3, Township 22 South, Range 35 East, 1.14 acres in the City of Titusville within the established bulkhead line. The land was advertised for objections only in the Titusville Star-Advocate and proof of publication was filed with the Trustees. A quorum of the Trustees not being present on the advertised sale date, July 23, confirmation was requested on this date.

Attention was called to protest from the adjacent owner, Mrs. Florence N. Robbins, on the basis that sale and filling might result in damage to her property and interfere with her rights.

Upon motion duly adopted, the Trustees overruled the objections and confirmed sale to the applicants at the adjusted appraised price, $3,782.05 per acre.

DADE COUNTY - File No. 1182-13-253.12. On June 11 the Trustees considered application from Joseph M. Fitzgerald, et al, abutting upland owners, to purchase two parcels of submerged land at Elliott Key in the City of Islandia within the established bulkhead line, Parcel 1 lying in Biscayne Bay in Section 10, Township 58 South, Range 41 East containing 1.01 acres appraised $300.00 per acre, and Parcel 2 lying in Biscayne Bay and the Atlantic Ocean in Sections 14 and 15, Township 58 South, Range 41 East, containing 2.4 acres appraised $300.00 per acre and 31.66 acres appraised $380.00 per acre, the application comprising a total of 35.07 acres, more or less. The land was advertised for objections only in the News Leader, Homestead, Florida, and proof of publication was filed with the Trustees. A quorum of the Trustees not being present on the advertised sale date, July 23, confirmation was requested on this date.

Letter from Edward L. Semple on behalf of clients, M. G. Flanagan and wife, owners of property adjoining the applicant's upland on the north, called attention to the possibility of a future change of the bulkhead line which might affect projection of lines at right angles to the bulkhead lines. Staff did not consider this to constitute an objection to the proposed sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicants at the appraised price.

DADE COUNTY - File No. 419-13-253.12. The application made by A. B. Thomas, riparian upland owner, to purchase a 1.0 acre parcel of submerged land, partially filled, in Biscayne Bay within the established bulkhead line riparian to his Lot 24, Plat of John T. Peacock Estate, Plat Book 2 at page 12, was approved by the Trustees June 16, 1959 for advertisement for objections only. On the sale date, September 1, 1959, action was deferred and request was made on September 8, 1959 to the City of Miami to plat and request dedication for extension of Kirk Street. On May 15, 1963 the City adopted Resolution No. 33608 defining its request for the street extension which the Trustees granted by dedication on July 9, 1963.

Butler Act filling in the area began about 1938 and it was reported that in 1955 the U. S. Engineers office in Miami Beach gave informal permission or approval for filling to the U. S. Pierhead-bulkhead line subsequently established as the Dade County bulkhead line. Staff was unable to define the area filled prior to June 11, 1957, and since the area had long been an objectionable pocket, confirmation of the sale at the 1959 price was recommended.

Without objection, the Trustees approved the sale to A. B. Thomas on the basis of $300.00 per acre, the appraised price approved for sale June 16, 1959.

INDIAN RIVER COUNTY - File No. 1312-31-253.12. On June 4 the Trustees considered application from Ray Qualmann, abutting upland owner, who offered $200.00 per acre, the appraised value, for purchase of a parcel of submerged land in the Indian River in Section 28, Township 30 South, Range 39 East, lying westerly of and abutting the South 1000 feet of Government Lot 2 of said Section 28; less State Road right of way, containing a net of 20.49 acres, more or less, within the established bulkhead line. The land was advertised for objections only in the Vero Beach Press Journal, proof of publication filed with the Trustees, and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to Mr. Qualmann at the appraised price.

MONROE COUNTY - On June 4 the Trustees confirmed, subject to advertisement for objections only, the proposal of J. Bruce Vining to exchange submerged land under open waters of Tavernier "Community Harbor" in Government Lots 3 and 4 of Section 27, Township 62 South, Range 38 East, less 0.97 acre in southwest corner of Lot 4 identified as the only upland in the lots, being a net area of 72.54 acres in Monroe County offered in exchange for 70.4 acres of sovereignty mangrove in Sections 27 and 28, Township 62 South, Range 38 East, Monroe County. The 70.4 acres to be conveyed was an area westerly of the Harbor, attached to private land. The tract was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees. A quorum of the Trustees not being present on the advertised sale date, July 23, confirmation was requested on this date.

Ten similar objections received were based on apparent misunderstanding of the proposal since they indicated apprehension concerning preservation of Tavernier Harbor as a public water area. The objection was unfounded since the purpose of the exchange was to acquire the government lots under the open water and dedicate same for public purposes.

Upon motion duly adopted, the Trustees overruled the objections and approved conveyance of the 70.4 acres to Mr. Vining in exchange for the 72.54 acres of open water harbor area to be dedicated for public use to assure its preservation against private filling and development.

MONROE COUNTY - File No. 1315-44-253.12. On June 4 the Trustees considered application from Robert P. Rubinsky, abutting upland owner, with offer of $300.00 per acre, approved by Staff Appraiser, for a parcel of submerged land in Long Key Bight in Section 34, Township 64 South, Range 35 East, 1.82 acres at Long Key, Monroe County. The land was advertised for objections only in the Key West Citizen, proof of publication filed with the Trustees and no protest received. A quorum of the Trustees not being present on the advertised sale date, July 23, confirmation was requested on this date.

Upon motion, seconded and adopted, the Trustees confirmed sale of the advertised parcel to Mr. Rubinsky at the price offered.

MONROE COUNTY - File No. 1329-44-253.12. On June 4 the Trustees considered application from Carlton E. Regan, abutting upland owner, with offer of the approved established price of $425.00 per acre for purchase of a parcel of submerged land in the Bay of Florida in Section 16, Township 64 South, Range 36 East, 0.18 of an acre at Lower Matecumbe Key in Monroe County. The parcel was advertised for objections only in the Key West Citizen with proof of publication filed. A quorum of the Trustees not being present on the advertised sale date, July 23, confirmation was requested on this date.

John J. Hunt on behalf of Raymond A. Filske protested the method of extending property lines, which was in the usual manner approved by the Trustees, at right angles to the area bulkhead lines.

Upon motion duly adopted, the Trustees overruled the objection and confirmed sale of the advertised parcel to the applicant at the price offered.

MONROE COUNTY - File No. 1330-44-253.12. On June 4 the Trustees considered application from Saul S. Mahlab, abutting upland owner, with offer of the approved established price of $300.00 per acre for purchase of a tract of submerged land in the Straits of Florida in Sections 13 and 14, Township 62 South, Range 38 East, 1.62 acres at Key Largo, Monroe County. The parcel was advertised for objections only in the Key West citizen, proof of publication filed, and no protest received. A quorum of the Trustees not being present on the advertised sale date, July 23, confirmation was requested on this date.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Mahlab at the price offered.

MONROE COUNTY - File No. 1336-44-253.12. On June 4 the Trustees considered application from James S. Gilmore, Jr., abutting upland owner, with offer of the approved established price of $425.00 per acre for purchase of a parcel of submerged land in the Straits of Florida in Section 5, Township 64 South, Range 37 East and Section 32, Township 63 South, Range 37 East, 1.66 acres at Upper Matecumbe Key, Monroe County. The parcel was advertised for objections only in the Coral Tribune, proof of publication was filed, and no protest was received. A quorum of the Trustees not being present on the advertised sale date, July 23, confirmation was requested on this date.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Gilmore at the price offered.

MONROE COUNTY - File No. 1337-44-253.12. On June 4 the Trustees considered offer of the approved established price of $425.00 per acre from James S. Gilmore, Jr., abutting upland owner, for purchase of a parcel of submerged land in the Straits of Florida fronting a portion of Lot 1, Plat Book 1, page 41, in Section 32, Township 63 South, Range 37 East, 0.93 acre at Upper Matecumbe Key, Monroe County. The parcel was advertised for objections only in the Coral Tribune, proof of publication filed, and no protest was received. A quorum of the Trustees not having been present on the advertised sale date, July 23, confirmation was requested on this date.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

PALM BEACH COUNTY - File Nos. 1192 through 1197-50-253.12. On April 29 and May 21 the Trustees considered the following applications from abutting upland owners to purchase parcels of sovereignty land in Boca Ratones Lagoon in Section 15, Township 47 South, Range 43 East:

1. File 1192-50-253.12, Vincent Palisano, et al, application for 1.081 acre parcel appraised $1704.00

2. File 1193-50-253.12, Ralph A. Rich application for 0.215 acre parcel appraised $338.25

3. File 1194-50-253.12, Joseph Trerotola application for 0.569 acre parcel appraised $880.20

4. File 1195-50-253.12, Fred Thannhouser application for 1.108 acres appraised $1743.30

5. File 1196-50-253.12, Robert M. Condra application for 0.733 acre parcel appraised $1153.50

6. File 1197-50-253.12, William J. Hoysgaard, et al, application for 2.023 acres appraised $3,183.00.

The parcels were advertised for objections only in the Palm Beach Post and proof of publication was filed with the Trustees. Central and Southern Florida Flood Control District waived objection to the sale. A quorum of the Trustees not having been present on the advertised sale date, July 23, confirmetion of the six sales was requested on this date.

Protest received from Carl L. Hecker that elimination of natural waters would rob the area of recreational values was based on misunderstanding of the physical condition of the area. Attention was called to the map showing the meander lines of the government survey, that since the hiatus area was no longer submerged no bulkhead line was required, that in the past some filling and cuts had been made by county mosquito control works and some land titles in the past were approved overlooking the hiatus.

Upon motion duly adopted, the Trustees overruled the objection and confirmed sale of each of the six advertised parcels to the respective applicants for the appraised prices.

PINELLAS COUNTY - File No. 1349-52-253.12. Union Trust Company, as Trustee, the abutting upland owner, represented by Bacon & Hanley, offered the appraised price of $1025.00 per acre for purchase of a parcel of submerged land in Boca Ciega Bay in Section 9, Township 31 South, Range 15 East, Town of Madeira Beach, Pinellas County, containing 0.4139 acre within the established bulkhead line. Pinellas County Water and Navigation Control Authority advertised the parcel and approved purchase application and fill permit in meeting June 13, 1963.

Without objection, the Trustees confirmed sale to the applicant at the appraised price and formally approved the fill permit granted by Pinellas County Water and Navigation Control Authority.

SARASOTA COUNTY - File No. 1344-58-253.12. On April 23 the Trustees considered request of the City of Sarasota for'dedication of a tract of approximately 16 acres in Sarasota Bay in Section 19, Township 36 South, Range 18 East, for a city marina and recreation area. The application was approved subject to procurement of release from the State Road Department, since the plan involved filling a portion of right of way on sovereignty land granted by the Trustees for State Road 45 (U. S. 41), Subsequently, the State Road Department did release the area, which was advertised for objections only in the Sarasota Herald, proof of publication filed and no protest received. A quorum of the Trustees not having been present on the advertised sale date, July 23, confirmation of the grant was requested on this date.

Upon motion duly adopted, the Trustees authorized dedication of the advertised area comprising approximately 16 acres, to the City of Sarasota for municipal park purposes.

APPLICATIONS FOR LAND

DADE COUNTY - File No. 421-13-253.12. Application was presented from Mrs. Margaret M. Hovey, riparian upland owner, with offer of $300.00 per acre (1959 appraised value) for 1.72 acres and $500.00 per acre (1963 value approved by Staff Appraiser in the same subdivision) for 1.9 acres, being two contiguous parcels of submerged land, partially filled, in Biscayne Bay within the established bulkhead line and riparian to applicant's upland in Plat of John T. Peacock Estate, Plat Book 2 at page 12. On June 16, 1959 the 1.72 acre parcel was approved for advertisement for objections. On the sale date, September 1, 1959, action was deferred and on September 8, 1959 request was made for the City of Miami to plat and apply for dedication of Kirk Street extension. On May 15, 1963 the City adopted Resolution No. 33608 defining the street extension which the Trustees granted by dedication on July 9, 1963.

Butler Act filling in the area began about 1939 and it was reported that in 1955 the U. S. Engineers office in Miami Beach gave informal permission or approval for filling to the U. S. Pierhead-bulkhead line which was subsequently established as the Dade County bulkhead line. Staff was unable to define the area filled prior to June 11, 1957, and the area had long been an objectionable pocket. The 1.9 acre parcel was riparian to upland acquired by applicant in 1963 and since the extension of Kirk Street modified the original layout, advertisement of the two contiguous parcels was recommended in order that sale might conform to the street extension adjacent to the 1.9 acre parcel.

Upon motion duly adopted, the Trustees approved the application subject to advertisement for objections only.

DADE COUNTY - File No. 1357-13-253.12. Miami Caribe Investments, Inc., and Santa Carlotta, a Florida Corporation, abutting upland owners represented by Salley and Paul, attorneys, offered the appraised value of $5081.00 per acre for purchase of two parcels of submerged land in Biscayne Bay abutting uplands in Section 40, Township 54 South, Range 41 East, City of Miami, Dade County, containing a total of 2.43 acres.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized advertisement for objections only.

DUVAL COUNTY - File No. 1359-16-253.12. Florida Publishing Company, abutting upland owner, represented by Lortin and Wahl, attorneys , made application for two parcels of sovereignty land, now filled, in the St. Johns River in Section 14, Township 2 South, Range 26 East, City of Jacksonville, The parcel was filled prior to May 29, 1951, thereby coming within the provision of Section 253.129 Florida Statutes, and Staff recommended issuance of disclaimer for $10.00 charge.

Also, Florida Publishing Company applied to purchase two parcels of submerged land in the St. Johns River abutting the above described filled parcels, Parcel "A" containing 3.09 acres appraised $2000.00 per acre and Parcel "B" containing 2.58 acres appraised $2500.00 per acre.

Upon motion duly adopted, the Trustees approved issuance of disclaimer for the two parcels of filled land for $10.00 charge, and authorized advertisement for objections only of the two parcels of submerged land.

PALM BEACH COUNTY - File No. 1354-50-253.12. Emma S. Pell, abutting upland owner, represented by Brockway, Weber and Brockway, applied to purchase a parcel of submerged land in Lake Worth in Section 26, Township 44 South, Range 43 East, 1.069 acres in the Town of Palm Beach within the established bulkhead line, which was appraised $1479.23 for the parcel.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

MISCELLANEOUS

CITRUS COUNTY - File No. 576-09-253.124. Without objection, the Trustees formally approved the fill permit granted by the City of Crystal River on July 15, 1963 to E. M. Purcell covering an area conveyed in 1960 within the established bulkhead line.

COLLIER COUNTY - G. E. Carroll, on behalf of Naples Yacht Club and B. W. Morris, requested rehearing on proposed revision of bulkhead line in Naples Bay to which the Trustees heard objections on January 8 and deferred action for investigation and appraisal of the objections and for a 50-foot cutback on the east to which proponents agreed. On May 7 Engineer William R. Kidd reported that objections by owner of Lot 13, Block 4, Naples, were valid and rehearing was denied pending report of efforts to work out a compromise. However, Mr. Carroll advised that proponents were unable to work out agreeable compromise with the owner of Lot 13 and that the city had previously worked out a compromise in agreeing to the 50-foot cutback on the east and "recessing the southerly boundary of the bulkhead line in 30 feet". The Director advised that the recessing of 30 feet on the southerly unit might have been a compromise at the local level in fixing the proposed revision, which was a proposal to move the bulkhead line 100 feet further offshore.

Mr. Kidd expressed the opinion that the proposed expansion would damage the protestant whose property would suffer from loss of view and bringing a semi-commercial enterprise nearer to his residence.

The Trustees denied request for rehearing until applicants reach some agreement with the objector.

DADE COUNTY - File No. 1276-13-253.12. On March 12, 1963 the Trustees confirmed sale of 18 small parcels of submerged land in Indian Creek, City of Miami Beach, to private upland owners in order to assist the city in Collins Avenue widening project. The deed to Julius I. Friedman as Trustee was held in escrow by the City Clerk until the submerged area was filled by the city, at which time it was delivered to said grantee who, in the meantime, had conveyed his holdings to Oceancoast Corporation, a Florida corporation, but failed to include the conveyance of the submerged area. Authority was requested to substitute a new deed to Oceancoast Corporation since the original deed from the Trustees was not recorded and was returned.

Upon motion duly adopted, the Trustees authorized issuance of a new deed as requested.

DADE COUNTY - File Nos. 1021, 1022 and 1065-13-253.124. Upon motion duly adopted, the Trustees formally approved the fill permit granted by the City of Islandia by Resolution No. 72 dated July 26, 1963, to Harry Markowitz as Trustee, Harry Kendel and H. F. Schussler for the filling of those submerged parcels conveyed under Trustees File Nos. 1021, 1022 and 1065-13-253.12.

GLADES COUNTY - Lykes Brothers, Inc., holder of Grazing Lease No. 1588 covering 148 acres of land in Section 34, Township 40 South, Range 32 East, Glades County, requested one-year extension effective on expiration of current lease, August 24, 1963.

Upon motion adopted without objection, the Trustees granted extension for one year upon the same terms including rental of $1.00 per acre per year and provision for cancellation by Trustees on ninety-day notice.

LEE COUNTY - Authority was requested for issuance of corrective deed to the Collier Development Corporation. On May 14, 1963 the Trustees authorized issuance of instrument of dedication to the Board of County Commissioners of Lee County covering two areas aggregating 1096 acres for public purposes and issuance of deeds of conveyance on an exchange basis to four private interests. No oil and mineral problems were involved but in preparing deeds to the McDonald, Dinkel-French and Collier interests, the deed clause reserving oil and minerals was inadvertently included. The deeds to McDonald and Dinkel-French were returned unrecorded and new corrected instruments were prepared, but the Collier deed was recorded.

Without objection, the Trustees authorized issuance of corrective deed to the Collier Development Corporation showing therein the reason for issuance thereof.

MARTIN COUNTY - Considered by the Board of Conservation in meeting on this date and presented for concurrence of the Trustees was the request of the Town of Jupiter Island for issuance of a state permit for experimental beach restoration work using a drag-scraper process to be performed in front of privately owned beachfront properties within the municipality of Jupiter Island. The project was presented to the Trustees on May 21, 1963, discussed in detail with the staff of the Trustees and the Department of Conservation and reviewed by the Coastal Engineering Laboratory of the University of Florida. The Town delayed initiation of the project pending disposition of its request for state financial assistance, but desired to get work under way in order to complete prior to the approaching storm season.

Staff of the Board of Conservation recommended that permit be authorized, with waiver of the bond requirement, but subject to the willingness of the Town to assume full responsibility for any damages.

Upon motion duly adopted, the Trustees concurred in action taken this date by the Board of Conservation granting permit to the Town of Jupiter Island and waiving the bond requirement conditioned upon the Town assuming full responsibility for any damages which might arise out of the undertaking.

MONROE COUNTY - Without objection, the Trustees granted to the State Road Department perpetual drainage easement over the submerged bottoms in the City of Key West within the boundaries of Fort Street extended into the Straits of Florida a distance of 80 feet.

ST. LUCIE COUNTY - Request was presented for State Permit to Frank A. Shearer for commercial pier in Indian River at applicant's upland south of Seaway Drive in Section 3, Township 35 South, Range 40 East in the City of Fort Pierce, St. Lucie County. City permit was granted, $100.00 processing fee tendered, and notices were issued to the adjacent owners. On this date protest was received from Charles R. P. Brown on behalf of C. T. Lowe, the owner of property adjacent to the Shearer upland.

Upon motion duly adopted, the Trustees deferred action for further information regarding the objection.

SEMINOLE COUNTY - George A. Speer, Jr., on behalf of Slavia Drainage District, Seminole County, submitted recommendation that the Trustees acting as the Board of Drainage Commissioners of the State of Florida under provisions of Section 298.12, appoint M. L. Gary to succeed himself as supervisor for a term of three years from July 16, 1963. Pursuant to advertised call for land owners' meeting, there was less than a quorum of land owners present and no legal election of supervisor could be had.

Upon motion duly adopted, the Trustees appointed M. L. Gary as Supervisor of Slavia Drainage District for a three-year term as recommended.

TRUSTEES' POLICY - Offshore Leases. On May 14, 1963, the Trustees deferred decision on proposed leasing for oil and minerals on certain sovereignty submerged lands in the Gulf of Mexico, West Florida, pending further exploration of the request from the United States for withdrawals of extensive areas on account of military operations and for the Defense Department to define requirements before any decision was made as to leasing all or part of the area which had been advertised for competitive bids.

Mr. Robert Whittet of the office of the Secretary of Defense, Washington, and representatives of the Navy and Air Force, conferred with representatives of the Trustees and Attorney General and were present on this date. Letters of Congressman Bob Sikes urged that no leases be granted since, in his judgment, drilling operations offshore would adversely affect tourism, fishing and the military installations.

A delegation was present representing the United States and statements were made, partly in closed session, by Mr. Whittet, Col. John H. Hobaugh of Eglin AFB Proving Ground Center, John F. Betak of U. S. Navy, Pensacola, and Lt. Cdr. Richard F. Akerman, U. S. Navy, Panama City, Florida.

Upon motion duly carried, the Trustees adopted the following resolution:

RESOLUTION CONCERNING SUBMERGED LAND OIL LEASE

WHEREAS, the Trustees of the Internal Improvement Fund of the State of Florida received competitive bids in response to an offering of a lease of the sovereignty submerged lands offshore and under the inland waters within the territorial limits of Florida between the Alabama boundary on the west and St. George Island on the East for oil, gas, sulphur, salt and other brines; and

WHEREAS, the Trustees received objections to the leasing of this area for oil exploration and drilling purposes shortly before the opening of said bids from the U. S. Department of Defense and upon receipt of these objections the Trustees agreed to defer action on this proposed lease pending receipt of information from the Department of Defense in substantiation of the conclusion that the operations to be conducted by lessee under the terms of this proposed lease would constitute an intolerable interference with the defense and research activities being conducted by the Department of Defense installations located within the contemplated lease area; and

WHEREAS, the authorized representatives of the Department of Defense made a presentation to the Trustees at meeting of July 30, 1963, explaining in detail the nature of the defense and research activities being conducted by their installations in the said contemplated lease area at Pensacola, Eglin Field, Panama City and Tyndall Field, and

WHEREAS, based upon the information submitted in this presentation by the authorized representatives of the Department of Defense, the Trustees conclude that they are in substantial agreement with the recommendations of the Department of Defense with respect to the areas which should be excluded from the said area contemplated for lease, also those portions of the area originally offered for lease which would be available for lease.

NOW, THEREFORE, BE IT RESOLVED by the Trustees that they hereby agree to exclude and withdraw from the proposed lease all areas in which drilling activities and exploration operations authorized under the terms of such proposed lease would conflict with and unduly interfere with the research and defense activities of the affected defense establishment, which areas were defined on a map submitted at the meeting of July 30, 1963.

BE IT FURTHER RESOLVED that the Trustees adopt as a policy with respect to future negotiations for oil, gas, sulphur, salt and other brines leases of offshore and inland submerged sovereignty lands the following procedure:

1. Leasing maps of the coastal or inland submerged areas on which bids or other offers are to be solicited will be submitted to the Assistant Secretary of Defense, (Installations and Logistics), Pentagon, Washington 25, D. C., prior to actual solicitation or offer.

2. Areas covered by leasing maps on which the Assistant Secretary of Defense, (Installations and Logistics), or his authorized designee, has indicated that the execution of a lease would be inconsistent with the National Security, provided such finding appears to be justified and proper in the judgment of the Trustees, will be withheld from solicitation.

3. No permits for exploration or production operations for oil, gas, sulphur, salt and other brines, or for installations or other uses will be issued by the Trustees without the approval and concurrence of the District Engineer, Department of the Army, acting for and in behalf of those Departments of Defense Agencies and NASA conducting operations in or in connection with the territorial waters of the State of Florida, provided such approval and concurrence by the District Engineer, Department of the Army is not withheld except upon a finding based upon a proper showing that the operations to be conducted by such a permit would constitute an intolerable interference with the activities of any affected defense installation.

4. Leases of state controlled coastal submerged land areas of the State of Florida which are approved for leasing by the Trustees will contain a clause consisting of substantially the following language:

> "The lessee, recognizing that oil, gas and mineral exploration and exploitation and recovery operations on the lease areas of state controlled offshore submerged lands can impede tactical military operations, hereby recognizes and agrees that the United States reserves and has the right to temporarily suspend operations of the lessee under this lease (if such action is deemed necessary) in the interest of National Security. Such temporary suspension of operations will come into effect upon the order of the cognizant District Engineer, when determined by the said District Engineer, or higher authority, that National Security interests necessitates such action."

BE IT FURTHER RESOLVED that the Department of Defense be requested to conduct a continuing study and review of all submerged sovereignty areas which have been excluded and withdrawn from state oil, gas, sulphur, salt and other brines leases by the Trustees in response to specific request of the Department of Defense, and when these areas are no longer required to be excluded and withdrawn from these leases the Trustees will be so notified and these areas would then be subject to lease at the discretion of the Trustees.

BE IT FURTHER RESOLVED that the Trustees respectfully represent to the U. S. Department of Defense that with respect to the offshore submerged lands under the jurisdiction of the Trustees, the Department of Defense should not place upon the Trustees any restrictions concerning leases for oil, gas, sulphur, salts and other brines other than those imposed upon the U. S. Department of Interior as to the submerged areas of the Outer Continental Shelf adjacent to the territorial waters of Florida, under the jurisdiction of the Department of Interior.

BROWARD COUNTY - Refund. Upon motion duly adopted, the Trustees authorized refund to Boyd H. Anderson, Jr., attorney in Fort Lauderdale, Florida, in the amount of $20.00 which was overpaid when request was made for release of canal reservations held by the Trustees.

MANATEE COUNTY - File No. 1286-41-253.12. Refund. Authorization was requested for refund of $2260.80 to Puma, Inc. The Trustees confirmed sale July 9 at said price, on application which was filed by James H. Howze on behalf of Lincoln Holding, Inc., et al, the Lincoln firm having contracted sale of its upland to Seward Dredging Co., Inc., which had sold to Puma, Inc. Title to the upland vested of record in Puma, Inc., before the sale was confirmed and check for the purchase price was received from Puma, Inc., on July 12 and was deposited with the State Treasurer. Immediately thereafter checks in full payment of the purchase price were received from Mr. Howze and showing was made that although record title has passed to Puma, Inc., and said firm was the proper grantee for conveyance, certain contractual matters relating to the transfer of title should be resolved before delivery of the deed. Pursuant to examination of the matter by the office of the Attorney General, it was recommended that payment be accepted from the Lincoln firm under whose application the sale was processed and that refund be made to the Puma firm.

Upon motion duly adopted, the Trustees authorized refund of $2260.80 to Puma, Inc.

TRUSTEES' OFFICE - Equipment. Upon motion duly adopted, the Trustees authorized purchase of two typewriters, IBM Standard Model "C" electric with Courier type, regular ribbon, 13-inch carriage, one brown and one royal blue color, at $414.00 each with two key changes at $5.40 each, total price $419.40 each less trade-in allowance for two typewriters at $10.00 each making net cost of new machines $409.40 each which meets MPR Regulation No.7.

TRUSTEES' FUNDS - The director reported that of the $500,000 appropriated by the 1963 Legislature from Trustees' funds to the World's Fair Authority to be used for construction of the Florida World's Fair Exhibit at New York, one-half of the amount had been called for and warrant issued July 9. Request was received from the Development Commission for the balance of $250,000 which was not available in uncommitted Trustees' funds. The amount of $100,000 could be made available but to meet the request for the entire balance, Trustees securities would have to be sold at a loss of future earnings from the expended principal sum.

Upon motion by Mr. Larson, seconded by Mr. Green, the Director was instructed to contact Mr. E. R. Roland, Director of the State Board of Administration, for possible arrangement for purchase of Trustees' securities by another State Division at the price paid by the Trustees and with the understanding that they could be bought back, thereby making available the $250,000 requested for the World's Fair Authority.

SUBJECTS UNDER CHAPTER 18296

WALTON COUNTY - Mrs. Sadie W. Smith offered $20.00 for conveyance under the Hardship Act of a parcel of land certified to the State of Florida under tax sale certificate No. 153 of August 4, 1930, described as the North 2 acres of NW¼ of SE¼ of SE¼ of Section 28, Township 3 North, Range 18 West, Walton County.

Upon motion made by Mr. Larson, seconded and adopted, the Trustees approved conveyance of the parcel under Chapter 28317, Acts of 1953, for the price offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST: Van H. Ferguson
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
August 20, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General

Van H. Ferguson Director-Secretary

Upon motion by Mr. Green, duly adopted, the Trustees approved minutes of the meeting on July 30, 1963, as approved by the Attorney General and copy furnished each member.

LAND SALES

DADE COUNTY - File No. 522-13-253.12. Request for confirmation of sale was presented from Stars, Incorporated, applicant for purchase of 132.75 acres of submerged land within the established bulkhead line riparian to applicant's Ragged Key No. 6 (Boca Chita) in Islandia which had been advertised for objections under authorization of December 22, 1959 based on offer of $123.00 per acre, the established price in 1959. There were no objections but action was deferred February 16, 1960 for study and discussion with Dade County. On August 28, 1962 the Board adopted a policy agreed upon between Islandia and the County whereunder applicants must submit detailed plans for use and development, including allocations for public roads and parks, or pay into a park trust fund jointly administered by the County and Islandia an amount equal to 14% of the price paid to the State for the submerged land.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale to Stars, Incorporated, at the price offered subject to delivery of deed or contract being deferred until Trustees' office received notice that deposit of the 14% was paid.

DUVAL COUNTY - File No. 1316-16-253.12. On June 18 the Trustees considered offer by Monticello Drug Company, abutting upland owner, of $2500.00, appraised value for a parcel of submerged land in the St. Johns River in Section 14, Township 2 South, Range 26 East, 1.0 acre in the City of Jacksonville, Duval County, within the established bulkhead line. The land was advertised for objections in the Florida Times Union, proof of publication was filed and a quorum not being present on the advertised sale date, August 13, confirmation was requested on this date.

The City of Jacksonville and Southern Bell Telephone and Telegraph Company did not object to the sale but called attention to location of submarine cables. Staff was informed that arrangements for such would be made with the purchaser.

Upon motion by Mr. Larson, seconded and adopted, the Trustees confirmed sale to the applicant at the appraised price.

DUVAL COUNTY - File No. 1340-16-253.12. On June 18 the Trustees considered application by Mrs. Nell L. C. Bostwick, abutting upland owner, with offer of the appraised price of $200.00 per acre for 18.63 acres of submerged land in the Broward River lying in and being a portion of Unsurveyed Sections 16 and 17, Township 1 South, Range 27 East, Duval County, within the established bulkhead line, said tract being adjacent to Government Lots 1, 2 and 3 of said Section 17. The land was advertised for objections only in the Florida Times Union, proof of publication was filed and no objection received. A quorum was not present on the advertised sale date, August 13, and confirmation was requested on this date.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale of the advertised tract to Mrs. Bostwick at the appraised price.

PALM BEACH COUNTY - File No. 1363-50-253.36. James A. Ball, Jr., abutting upland owner, offered the appraised price of $250.00 per acre for purchase of a parcel of reclaimed lake bottom land in Lake Okeechobee in Section 13, Township 43 South, Range 36 East, containing 10.9 acres in Palm Beach County. Sale without advertisement was recommended in accordance with the policy for sale of such reclaimed land to upland owners.

Upon motion duly adopted, the Trustees authorized sale to Mr. Ball at the appraised price.

APPLICATIONS FOR LAND

BREVARD COUNTY - File No. 790-05-253.12. Rathmann Enterprises and Edward Shablowski, abutting upland owners, represented by Edward L. Trader, applied to purchase two separate parcels of submerged land containing 1.44 and 1.76 acres in the Indian River in Section 34, Township 27 South, Range 37 East, City of Melbourne within the established bulkhead line, appraised at $1060.00 per acre.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized the land advertised for objections only.

LEE COUNTY - File No. 1348-36-253.12. A. Donald Bass, abutting upland owner, represented by George T. Swartz, applied to purchase a parcel of submerged land in the Caloosahatchee River comprising 4.87 acres in Section 16, Township 45 South, Range 24 East, Lee County, within the established bulkhead line, appraised at $250.00 per acre.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

MARTIN COUNTY - Bulkhead Line and Application File 1293-43-253.12. Presented for formal approval was the amended bulkhead line as established by the Board of County Commissioners of Martin County by Resolution adopted December 11, 1962, said bulkhead line being located along the southerly side of the North Fork of the Loxahatchee River in Section 16, Township 40 South, Range 42 East, Martin County.

Also, Mrs. Audrey P. Lieb, abutting upland owner, offered the appraised price of $250.00 per acre for 15.42 acres of sovereignty land in the North Fork of the Loxahatchee River within said bulkhead line. The Director stated that objections were made when the bulkhead line was first considered and the State Park Service had tried to acquire Mrs. Lieb's river frontage, however the Park Board had advised that it apparently had no further valid reason to request delay.

Assistant Attorney General Robert C. Parker pointed out that the area had been the subject of litigation between the Trustees and Mrs. Lieb with the Court ruling in favor of the Trustees.

Upon motion adopted without objection, the Trustees formally approved the amended bulkhead line fixed by Martin County on December 11, 1962, and authorized the land advertised for objections only.

MARTIN COUNTY - File No. 1300-43-253.12. Perry Boswell, Jr., abutting upland owner, represented by Evans Crary, Jr., offered the appraised price of $302.48 per acre for 11.71 acres of submerged land in the Indian River in Section 12, Township 38 South, Range 41 East and Section 7, Township 38 South, Range 42 East, Town of Sewall's Point, Martin County, within the established bulkhead line.

Upon motion by Mr. Green, duly adopted, the Trustees authorized the land advertised for objections only.

MARTIN COUNTY - File No. 1361-43-253.12. Dick Holland as Trustee, abutting upland owner, represented by Robert F. McRoberts, Jr., offered the appraised price of $348.11 per acre for 0.74 acre parcel of submerged land in the Great Pocket in Section 19, Township 38 South, Range 42 East, abutting uplands in the Hanson Grant in Martin County within the established bulkhead line.

Upon motion by Mr. Green, duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1380-44-253.12. Frank C. Vecella, abutting upland owner, represented by G. A. Crawshaw, offered the approved established price of $425.00 per acre, or $100.00 minimum in this instance, for a parcel of submerged land in the Bay of Florida in Section 16, Township 64 South, Range 36 East, containing 0.16 acre at Lower Matecumbe Key, Monroe County.

Upon motion by Mr. Green, duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1367-44-253.12. Leland F. Ferry, abutting upland owner, represented by G. A. Crawshaw, offered the approved established price of $425.00 per acre for a parcel of submerged land in the Bay of Florida in Section 15, Township 64 South, Range 36 East, 0.31 acre at Lower Matecumbe Key, Monroe County.

Upon motion by Mr. Green, duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1369-44-253.12. W. H. Kinzy, abutting upland owner, represented by G. A. Crawshaw, offered the approved established price of $425.00 per acre for a parcel of submerged land in the Bay of Florida in Section 16, Township 64 South, Range 36 East, containing 0.55 acre at Lower Matecumbe Key, Monroe County.

Upon motion by Mr. Green, duly adopted, the Trustees authorized the land advertised for objections only.

PALM BEACH COUNTY - File No. 1350-50-253.12. F. Woodrow Keeton, abutting upland owner, represented by Brockway, Weber and Brockway, offered the appraised price of $1573.40 per acre for a parcel of sovereignty land in Boca Ratones Lagoon in Section 16, Township 47 South, Range 43 East, containing 0.426 acre in Palm Beach County.

Upon motion by Mr. Green, duly adopted, the Trustees authorized the land advertised for objections only.

PALM BEACH COUNTY - File No. 1358-50-253.12. Carl H. Schoen, abutting upland owner, represented by Brockway, Weber and Brockway, offered the appraised price of $1573.40 per acre for a 0.440 acre parcel of sovereignty land in Boca Ratones Lagoon in Section 16, Township 47 South, Range 43 East, in Palm Beach County.

Upon motion by Mr. Green, duly adopted, the Trustees authorized the land advertised for objections only.

VOLUSIA COUNTY - File No. 1360-64-253.12. A. W. Ecklund, abutting upland owner, offered the appraised price of $200.00 per acre for 0.5 acre parcel of submerged land in the Halifax River in Section 2, Township 16 South, Range 33 East, Volusia County, within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

VOLUSIA COUNTY - File No. 1364-64-253.12. Helen L. Eells and Mansfield H. Craig, abutting upland owners, represented by C. A. Vincent, Jr., offered the appraised price of $200.00 per acre for two contiguous parcels of submerged land containing 5.41 and 1.1 acres in the Halifax River in Section 13, Township 16 South, Range 33 East, within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

MISCELLANEOUS

BREVARD COUNTY - Upon motion by Mr. Larson, duly adopted, the Trustees approved sale for $2200.00, at the standard yardage rate, of 80,000 cubic yards of material from New Found Harbor to Whyland, Incorporated, to be taken directly in front of the firms' property for improvement of its upland in Section 30, Township 24 South, Range 37 East, Brevard County.

CHARLOTTE, LEE, COLLIER, PALM BEACH and GLADES COUNTIES - In concurrence with action taken on this date by the Florida Board of Conservation, the Trustees approved agreement dated August 20, 1963 allowing extension to December 31, 1963 for the lessee, Martin-Marietta Corporation, to exercise the option to cancel provided by amendment to the shell lease agreement of October 30, 1962 on which final action was taken in Trustees' meeting on January 3, 1963. The new agreement also provided that the $5000.00 paid by Martin-Marietta to the Board of Conservation in 1962 and the additional $5000.00 paid on August 13, 1963 should be retained by the State, and further, that should the option to cancel not be exercised within said extended period, it was agreed that the period of time specified for performance of any covenant or condition contained in the October 30, 1962 agreement should be extended for one year.

CITRUS COUNTY - Withlacoochee River Electric Cooperative, Inc., applied for easement 20 feet wide for service to Norris Cattle Company near the mouth of Homosassa River across sovereignty marsh in the northerly margin of the river riparian to Government Lot 5 of Section 3, Township 20 South, Range 16 East. Since the line was for distribution rather than transmission, Trustees' staff recommended easement subject to applicant furnishing written consent or easement from the riparian upland owner .

Upon motion by Mr. Larson, duly adopted, the Trustees approved easement as recommended.

DADE COUNTY - Florida Power and Light Company offered $500.00 per acre (based on the value of the land) for easement 170 feet wide across the East 170 feet of the West 300 feet of W¼ of Section 23, Township 53 South, Range 39 East, less S½ of S½ of SW¼, containing 18.03 acres, for use in constructing, operating and maintaining a high voltage transmission line.

Upon motion adopted without objection, the Trustees authorized easement for the price offered.

DADE COUNTY - Pirates Bay Marina, Inc., holder of Contract No. 22903-A(811-13) requested additional time extension through the month of September in which to make the fourth installment of $3,002.35. On June 18, 1963, the Trustees granted extension of time to August 24 for making the April 24th payment, with usual penalty of 1% per month. Applicant asked for further extension in order to complete refinancing and reorganization of the corporation and proposed to prepay the penalty interest.

Upon motion by Mr. Larson, seconded and adopted, the Trustees allowed extension through the month of September with penalty interest of 1% per month to be prepaid by the applicant.

DADE COUNTY - Staff asked for directive to fix an appropriate date and issue any notices which might be required, for consideration and action by the Trustees on (1) application of the City of Islandia for right of way across Biscayne Bay, (2) amended proposal of Seadade Industries, Inc., for ship channel and (3) recommendation of Board of County Commissioners of Dade County relative to the ship channel. Public hearing was conducted in Miami on June 18 and 19 by Mr. Robert C. Parker on behalf of the Trustees and transcripts were distributed to the members July 31.

The Trustees discussed the possibility of resolving some of the differences by means of a conference between representatives of the three parties - City of Islandia, Dade County and the Seadade firm - meeting with the Trustees and the staff. It was felt that no further public hearings should be held, that the staff was in general agreement and understood the city and county positions, that there was indication of some concession to be made by Seadade and that the parties should make a supreme effort toward reaching agreement. It was recognized that it was a matter with many public aspects and would involve a building program providing employment for many years.

Upon motion by Mr. Larson, duly adopted, the Trustees asked for a staff report to be furnished each member and that a conference be set up at a time when as many Trustees as possible could meet with representatives from the City of Islandia, the Dade County Commission and Seadade Industries, Incorporated.

HIGHLANDS COUNTY,- Upon motion by Mr. Larson, duly adopted, the Trustees granted a perpetual flowage easement to the Central and Southern Florida Flood Control District over a parcel of land in Government Lot 2, Section 32, Township 36 South, Range 33 East, containing 0.76 acre, title to which was in the Trustees of Internal Improvement Fund. The parcel was within the boundaries of the water impoundment area to be created with construction of Lock and Dam Structure No. 65-D.

HILLSBOROUGH COUNTY - Lem P. Woods, on behalf of Southwest Tampa Storm Sewer Drainage District, submitted recommendation that the Trustees as the Board of Drainage Commissioners of the State under provisions of Section 298.12, appoint Mrs. Margaret H. Green to succeed herself as supervisor for a term of three years from August 1, 1963. Pursuant to advertised call for land owners' meeting, there had been less than a quorum of land owners present and no legal election could be had.

Upon motion duly adopted, the Trustees appointed Mrs. Margaret H. Green as Supervisor of Southwest Tampa Storm Sewer Drainage District for a three-year term as recommended.

LEVY COUNTY - The Board of County Commissioners of Levy County and M. L. Smith requested authorization to remove a total of 10,000 cubic yards of sand from the Suwannee River in Section 32, Township 12 South, Range 13 East near Fowlers Bluff, all material to be taken offshore from Mr. Smith's private upland which was to be improved with 4000 cubic yards of the material. The county requested 6000 cubic yards for use in filling ditches and improving the county road in the area.

Upon motion by Mr. Green, duly adopted, the Trustees approved sale of 4000 yards of sand to Mr. Smith at the standard rate of five cents per cubic yard and authorized the county to use 6000 cubic yards for the public road improvement without charge.

MARION COUNTY - State Department of Welfare Building Site. In accordance with advisory memorandum of the Attorney General dated July 2, 1963, execution by the Trustees in the name of the State of Florida jointly with the Department of Public Welfare was recommended as to the conveyance to the Florida Development Commission of title to land in Lot 12, Bullock's Subdivision in Section 19, Township 15 South, Range 22 East, which was granted by Marion County to the State for use and benefit of the State Department of Public Welfare. The transfer of title was necessary in connection with issuance of bonds for construction of State Welfare Department office building.

Upon motion duly adopted, the Trustees agreed to execution of the conveyance for the purpose stated.

MONROE COUNTY - Refund. File Nos. 1365 and 1366-44-253.12. Upon motion duly adopted, the Trustees authorized refund of $100.00 to G. A. Crawshaw, being two application fees of $50.00 each submitted to the Trustees office with File Nos. 1365-44-253.12 and 1366-44-253.12. Subsequent to deposit of the two application fees it was found that the areas sought for purchase had been conveyed.

PALM BEACH COUNTY - Trustees and State Board of Education. Application was made for assignment of Lease No. 1824 and 1824-S by J. W. Brown, the original lessee, to Brown Sugar Corporation. The lease dated October 26, 1962 was made jointly by the Board of Education (324.08 acres) and the Trustees of Internal Improvement Fund (308.53 acres). Instrument of assignment included acceptance by the assignee of all terms and conditions of the lease.

Upon motion by Mr. Larson, adopted without objection, the Trustees approved assignment of the lease to Brown Sugar Corporation.

PINELLAS COUNTY - Staff recommended issuance of State Permit to the Board of County Commissioners of Pinellas County for a public fishing pier in the Gulf of Mexico near the southerly end of Mullet Key (Fort DeSoto Park), a county-owned public recreational area. Permit for a groin and revetment were involved in the plan which would require permit through the Florida Board of Conservation, Division of Beaches and Shores. The submerged area affected was granted for public recreation, rights of way and navigation purposes by the 1955 Legislature.

Upon motion by Mr. Larson, duly adopted, State Permit for the fishing pier was authorized without processing fee.

PINELLAS COUNTY - Staff recommended approval, subject to concurrence of the City of Dunedin, of construction plan for Section "A" of the Honeymoon Island development in which the general layout and ratio of land mass to water area was similar to the Bartholomew plan approved by the Trustees July 8, 1959, but the 1959 plan included golf courses not included in the new plan. The City of Dunedin, by Resolution No. 895 unanimously adopted August 13, 1962, proposed that no golf course areas be reserved on Honeymoon Island since the Professional Golfers Association was moving from Dunedin, the eighteen-hole city course was leased as a semi-public facility and an eighteen-hole-par-three course was being constructed adjacent to the city course. The Director assured the Board that the new plan for Section "A" did not cut down the public beach area and showed better access to the beach.

Upon motion by Mr. Green, duly adopted, the Trustees approved the construction plan for Section "A" of the Honeymoon Island development subject to concurrence of the City of Dunedin.

ST. LUCIE COUNTY - Staff recommended issuance of State Permit to Frank Shearer and amended State Permit to C. D. Lowe for commercial piers in the Indian River at adjacent properties. Action on the Shearer application was deferred on July 30 by reason of objection by C. D. Lowe, holder of Permit CD-395 issued August 3, 1962, whose pier was not constructed because of objections from Marina-at-Fort-Pierce, Inc. Mr. Lowe revised his plan and notice was issued August 8 to all owners in the zone accompanied by plats showing the relation of the Shearer and Lowe proposed piers to existing piers in the area.

Objection received on this date from Marina-at-Fort-Pierce charged that Mr. Lowe's plan would interfere with that firm's future plans and access in the area for all boats. The Director pointed out that the revised plan was an improvement, there was adequate deep water passage and the objection in that respect was not valid.

Upon motion by Mr. Green, duly adopted, the Trustees authorized issuance of permit to Mr. Shearer and amended permit to Mr. Lowe.

CAPITOL CENTER - Mr. Terry Lee of the Construction Division, Commissioners of State Institutions, presented offer from Mrs. Ethel Hawes, holder of Lease No. 1063-A expiring August 31, 1963 covering three houses in the Capitol Center, for purchase of five Kitchen sinks from said houses at $10.00 each. Lessee was notified July 12 to vacate at expiration of the lease term to allow immediate clearing of the lots.

Upon motion duly adopted, the Trustees accepted the offer of $10.00 each for the five sinks provided removal at no expense to the State was done immediately upon vacating of the houses at lease expiration.

CAPITOL CENTER - With reference to the three houses covered by Lease No. 1063-A expiring August 31, 1963 (lessee, Mrs. Ethel Hawes, having been notified July 12 to vacate at expiration of the lease term) and also the property acquired from Mrs. Grace Gray by condemnation described as a portion of Lot 248 Original Plan of the City of Tallahassee, Mr. Terry Lee requested authority to dispose of the four houses to the best advantage to the State by advertisement for sale and removal, and if unable to dispose of the houses in that manner, that the Apalachee Correctional Institution be authorized to demolish the houses for salvage.

Upon motion duly adopted, the Trustees authorized Mr. Lee to handle disposition of the four houses as requested, to allow work on the lots by the State Road Department as early as possible.

LAND MANAGEMENT DIVISION - Upon motion by Mr. Larson, duly adopted, the Trustees approved transfer of A. L. (Jack) Buford, Jr., to the Land Management Division effective as of July 16, 1963. It was planned that Mr. Buford assist the Chief of the Land Management Division created under Chapter 63-36, Acts of 1963.

TRUSTEES OFFICE - Equipment. Upon motion duly adopted, the Trustees authorized purchase of the following equipment for use in the accounting office: 1 desk model Monroe 10-key adding machine, net price $269.10; 1 Steel-Master legal-size file with lock, $127.65 less 15%; and 1 new Pitney-Bowes model 5400 compact electric postage meter mailing machine for delivered net price of $597.50, with quarterly meter rental based on 6% of postage used with minimum of $21.60 and maximum of $39.00.

TRUSTEES OFFICE - Upon motion adopted without objection, the Trustees approved payment to Bostwick Legislative Service covering legislative reporter service for the nineteen days extended Legislative Session in the sum of $237.50.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson, duly adopted, the Trustees approved Report No. 836 listing two regular bids for sale of Murphy Act land, and authorized execution of deeds pertaining thereto.

ALACHUA COUNTY - C. Guy Summers, heir of former owner on June 9, 1939, offered $150.00 for conveyance under the hardship act of six lots certified to the State under tax sale certificate No. 87 of 1906 described as Block 38, G. M. Whetstone Estate Addition to High Springs, Plat Book "A" page 46½, Public Records of Alachua County.

Upon motion by Mr. Green, duly adopted, the Trustees approved conveyance under Chapter 28317, Acts of 1953, for the price offered.

Upon motion duly adopted, the Trustees adjourned.

Richard

ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
August 27, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meeting on August 20, 1963 which were approved by the Attorney General and copy furnished to each member.

DADE COUNTY - State Board of Education and Trustees of Internal Improvement Fund.

Under application of Wendell L. Roberts for joint State Drilling Lease covering the interests of the two boards in Dade County land, authorization was granted July 16, 1963 by the State Board of Education and the Trustees and notice was published in the Homestead News and the Tallahassee Democrat for competitive bids for lease of the following unsurveyed lands, subject to public easements:

State Board of Education Lands

Reserved interest in Section 16, Township 54 South, Range 35 East and in Section 16, Township 54 South, Range 36 East, 640 oil acres;

Trustees of Internal Improvement Fund lands

(a) Fee simple ownership of Sections 19 to 22 inclusive and 27 to 34 inclusive in Township 53 South, Range 36 East, and Sections 1 to 5 inclusive, Sections 8 to 15 inclusive, Section 17 and that part of Sections 20 to 24 inclusive lying North of Everglades National Park in Township 54 South, Range 35 East, and Sections 3 to 10 inclusive, Sections 15, 17 and 18 and that part of Sections 19 to 22 inclusive North of Everglades National Park in Township 54 South, Range 36 East, 23,950 oil acres; and

(b) Reserved interest in West 3/4 of Section 16, Township 54 South, Range 36 East, 240 oil acres;

totalling 24,830 oil acres for exploration and recovery of oil, gas, sulphur, salt and/or other brines, at annual rental of 25¢ per acre increasing 5% per year after the first two years, with primary term of 10 years and requirement of one test well within 18 months and one well each 2½ years thereafter, all wells to 11,300 feet unless production is had at lesser depth. Notice required sealed bids of cash consideration to be opened at joint meeting of the two Boards on this date.

Assistant Attorney General Robert C. Parker recommended deletion from the lease form of the provision (page 5, et seq.) that the lessee might, at any time, surrender the lease as to any or all of the leased area by filling a release for record in the county and thereby become relieved of all obligations as to the released acreage. Attorney General Ervin agreed and said that while it would have been better to make the change before the offering, suggestions had been made that in the oil leasing process an effort should be made to increase exploration and production and allowing lessee to surrender acreage did not appear desirable.

The one sealed bid received, from Wendell L. Roberts, offered $12,500.00 as cash consideration and rental for the first year. When asked about the proposed change in the lease form Mr. Roberts indicated willingness to negotiate the point.

Upon motion by Attorney General Ervin, unanimously adopted, the Trustees and the State Board of Education accepted the bid of Mr. Roberts for state drilling lease covering the advertised lands of both Boards, subject to negotiation on the change in the lease form.

LAND SALES

CHARLOTTE COUNTY - File No. 1140-08-253.12. On July 16 the Trustees authorized advertisement for objections only upon application of James Cipriani, abutting upland owner, for purchase of a parcel of submerged land in Charlotte Harbor in Section 36, Township 40 South, Range 22 East, Charlotte County, containing 1.14 acres, more or less, at amended value fixed by staff appraiser of $6,143.89 for the parcel. The land was advertised for objections only in the Punta Gorda Herald with proof of publication filed in the Trustees' office.

Lillian Dance, owner of waterfront 600 feet distant, protested that filling of the subject area would cause debris to wash onto her property. Staff considered this objection unfounded and that filling of the area marginal to the bridge approach would provide needed protection for the existing road.

Attorney General Ervin said he could not vote to allow filling along a bridge approach which might damage the view to travelers along the causeway. The map was examined and Mr. Weigel said that in making his appraisal he noted fills and a marina and other development along the east side of the road opposite the Cipriani application parcel. D. Frank Smoak, representing the applicant, said the parcel was in an area of development and extended out a maximum of 87 feet - not out to the bulkhead line.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, with Mr. Ervin voting "No", that the objection be overruled and sale of the advertised parcel confirmed to Mr. Cipriani at the price offered.

CHARLOTTE COUNTY - File No. 1341-08-253.12. On June 25 the Trustees considered offer of the appraised value of $500.00 per acre from Mini B. Pearson and Charles E. Van Norman, abutting upland owners, for purchase of 0.81 acre parcel of submerged land in Lemon Bay in Section 6, Township 41 South, Range 20 East, Charlotte County, for which county fill permit was issued May 7, 1963. The land was advertised in the Punta Gorda Herald, proof of publication filed and no protest received.

Applicants also owned west of the road and the parcel applied for, when filled, would offer greater protection to channel and boat basin. The Attorney General and the Governor did not approve of the odd-shaped finger extension.

Upon motion by Mr. Green, seconded by Mr. Larson, and adopted, with Mr. Ervin and Governor Bryant voting "No", the Trustees confirmed sale to the applicants at the appraised price and formally approved the fill permit granted by Charlotte County.

DADE COUNTY - File No. 1183-13-253.12. On July 16 the Trustees considered offer of $7,771.50 per acre, the adjusted appraised price, from Albert Construction Company, et al, abutting upland owners, for a 0.7 acre parcel of submerged land within the established bulkhead line in Biscayne Bay lying easterly of and abutting uplands in Section 38, Township 54 South, Range 41 East, City of Miami, said uplands being Lots 8, 9, 10, 11, 12 and 13 of Block 104 South, Amended Map of Brickell Addition to Miami, Plat Book "B" at page 113, Public Records of Dade County. The parcel was advertised for objections only in the Miami Herald, proof of publication filed with the Trustees and no protest received. Central and Southern Florida Flood Control District waived objection to the sale. It was explained that the land was included in a Legislative grant to the City of Miami which had quitclaimed back to the State.

Upon motion by Mr. Larson, unanimously adopted, the Trustees confirmed sale to the applicants at the appraised price.

DADE COUNTY - File No. 1309-13-253.12. On July 9 the Trustees considered application of James Deering Danielson and wife, riparian upland owners, for purchase of 0.22 acre parcel of submerged land in Biscayne Bay in Section 21, Township 54 South, Range 41 East, City of Miami, within the established bulkhead line, lying southeasterly of and abutting Lot 1, Block 7 of the Royal Gardens, Plat Book 20, page 2, Public Records of Dade County. The parcel was advertised for objections only in the Miami Herald, proof of publication was filed and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion adopted without objection, the Trustees confirmed sale to the applicants at $3888.00 per acre ($855.36 for the parcel), the value approved by the staff appraiser.

DADE COUNTY - File No. 1334-13-253.12. On July 9 the Trustees considered application of Carlton A. Hunt, riparian upland owner, for 1.4 acre parcel of sovereignty land in Biscayne Bay between Lot 23 John T. Peacock Subdivision and the established bulkhead line in the City of Miami, Dade County. The parcel was advertised for objections only in the Miami Herald, proof of publication filed and no objection received. Central and Southern Florida Flood Control District waived objection to the sale.

Appraised price in 1957 was $300.00 per acre and acceptance of the offer of $500.00 per acre was recommended, based on the information furnished (see minutes July 9).

Upon motion duly adopted, the Trustees accepted the recommendation and confirmed sale to the applicant at the price offered.

DADE COUNTY - File No. 1338-13-253.12. On June 25 the Trustees considered application of E. W. Mollohan, Jr., on behalf of the Coconut Grove Bank as Trustee, for two parcels of submerged land at Elliott Key in Section 25, Township 57 South, Range 41 East, City of Islandia, Dade County, within the established bulkhead line, Parcel 1 containing 3.3 acres in the Atlantic Ocean appraised at $380.00 per acre and

Parcel 2 containing 5.3 acres in Biscayne Bay, appraised at $300.00 per acre. The land was advertised for objections only in the News Leader, Homestead, Florida, and proof of publication was filed. Central and Southern Florida Flood Control District waived objection.

Protest filed by Herbert J. Fishwick was based on the manner of projection which was at right angles to the bulkhead line according to the usual policy for previous sales.

Upon motion by Mr. Larson, unanimously adopted, the Trustees overruled the objection and confirmed sale to the applicant at the appraised prices for the two parcels.

DADE COUNTY - File No. 1345-13-253.12. On July 16 the Trustees considered application of Aled Corporation, abutting upland owner, for purchase of two parcels of submerged land at Elliott Key in Sections 1 and 2, Township 58 South, Range 41 East, City of Islandia, Dade County, within the established bulkhead line, Parcel 1 containing 3.39 acres in the Atlantic Ocean appraised at $380.00 per acre, and Parcel 2 containing 6.02 acres in Biscayne Bay appraised at $300.00 per acre. The land was advertised for objections only in the News Leader, Homestead, Florida, proof of publication was filed and no objection was received. Central and Southern Florida Flood Control District waived objection.

Upon motion adopted without objection, the Trustees confirmed sale to the applicant at the appraised prices for the two parcels.

DADE COUNTY - File No. 521-13-253.12. Presented for confirmation of sale was the application of S. W. O'Neal, Jr., et al, riparian upland owners, for 84.9 acres of submerged land within the established bulkhead line of the City of Islandia, Dade County, riparian to applicant's Ragged Key No. 5. On December 22, 1959 the Trustees authorized advertisement for objections only, none were received but action was deferred February 16, 1960 for study and discussion with Dade County. On August 28, 1962 the Trustees adopted a policy agreed upon by the City of Islandia and Dade County whereunder applicants must submit detailed plans for use and development, including allocations for public roads and parks, or pay into a park trust fund jointly administered by the county and city an amount equal to 14% of the price charged by the State for the submerged land sold to the applicant. Applicant desired to consummate the purchase at $123.00 per acre, the 1959 established price.

Upon motion adopted without objection, the Trustees confirmed the sale to applicants at the price offered, subject to delivery of deed or contract being deferred until Trustees' office received notice that deposit of the 14% was paid.

INDIAN RIVER COUNTY - File No. 1233-31-253.12. On July 16 the Trustees considered application of Riomar Bay, Inc., abutting upland owner, with offer of the appraised value of $250.00 for the parcel of submerged land in the Indian River in Section 5, Township 33 South, Range 40 East, 0.258 acre in the City of Vero Beach, Indian River County, within the established bulkhead line. The land was advertised for objections only in the Press Journal, Vero Beach, Florida, proof of publication was filed and no objections were received. Central and Southern Florida Flood Control District waived objection to the sale. City of Vero Beach Ordinance No. 913 dated November 20, 1962 granted permit for filling the parcel.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale to the applicant at the appraised price and formally approved the fill permit granted by the city.

INDIAN RIVER COUNTY - File No. 1342-31-253.12. On June 25 the Trustees considered application of G. W. Crewes and wife, abutting upland owners, with offer of the appraised value of $200.00 per acre for a parcel of submerged land containing 0.86 acre in the Indian River in Section 33, Township 30 South, Range 39 East, within the established bulkhead line. The land was advertised for objections only in the Press Journal, Vero Beach, Florida, proof of publication was filed and no objections received.

Upon motion duly adopted, the Trustees confirmed sale to the applicants at the appraised price.

INDIAN RIVER COUNTY - File No. 1343-31-253.12. On June 25 the Trustees considered application of Victor W. Riedel, abutting upland owner, with offer of the appraised value of $200.00 per acre for a parcel of submerged land containing 0.89 acre in the Indian River in Section 33, Township 30 South, Range 39 East, within the established bulkhead line. The land was advertised for objections only in the Press Journal, Vero Beach, Florida, proof of publication filed and no objections received.

Upon motion duly adopted, the Trustees confirmed sale to the applicants at the appraised price.

MARION COUNTY - File No. 1352-42-253.36. On July 16 the Trustees authorized advertisement for objections only of a parcel of reclaimed lake bottom land in Lake Weir in Section 23, Township 17 South, Range 23 East, containing a net of 13.45 acres, more or less, for which James S. Weaver, Trustee, offered $250.00 per acre, the appraised price. The land was advertised for objections only in the Ocala Star Banner and proof of publication was filed with the Trustees.

Protest was filed by C. J. McClellan, Richard Conklin, H. G. Snyder, I. C. Snyder, M. W. Snyder, J. W. Reitz, A. B. May, M. R. Strate, Karsten Anderson and Sam Love. Mr. Love said that the area becomes submerged under as much as six feet of water at times and protested classification as reclaimed lake bottom, that the limitation of dredging to improve small residential lakefronts should be firm policy of the Trustees and he cited petitions heretofore filed opposing dredging and filling in Lake Weir and the problems at Timucuan Island. Mr. Love emphasized conservation aspects and requested that the parcel be held in public ownership.

Tha map submitted did not identify the natural mean high water line of the lake which a spillway structure at Oklawaha was considered to control to elevation 57.4. The map made in 1953 appeared to have certain information added but showed the spillway elevation 62.456 and water lines at 55.6 (December 1962), and a range of more than six feet between extremes of high and low water. A strip of marsh was shown at 57.4 elevation and the map would indicate a rise toward the shore of about 6 feet but that was not apparent from the aerial photo on file. The Director felt that the lake margin needed further study since extensive dredging might be objectionable to the community. Florida Game and Fresh Water Fish Commission inspected and reported that on the basis of all of the proposed development being done above the 57.4 elevation there would be no detrimental effect on fish resources.

Petition signed by John Marshall Green and twenty-three other property owners adjacent or in the vicinity of the land waived objection and endorsed the development. Mr. H. W. Lively was present as a proponent. Mr. Green and Mr. Love, representing proponents and opponents respectively, were heard by the Trustees. Reduction of the application area and improving access from applicant's upland to the lake were suggested, and the Governor asked Mr. Love to work with the Trustees' Engineer to plan an agreeable solution.

The Trustees directed Mr. Kidd to review the matter and the engineering factors involved and to give the Board a report on the proposed development with his recommendation for or against, and if favorable, just how improvement of the marginal areas might be planned.

MONROE COUNTY - File No. 1333-44-253.12. On July 16 the Trustees considered application of Bjarne Ursin, abutting upland owner, with offer of the appraised value of $300.00 per acre for purchase of 22.89 acres of bay bottom land in Pine Channel southwesterly of and adjacent to Government Lots 2 and 3, Section 16, Township 66 South, Range 29 East, at Big Pine Key in Monroe County. The land was advertised in the Coral Tribune, Key West, Florida, proof of publication filed and no protest received.

Upon motion adopted without objection, the Trustees confirmed the sale to Mr. Ursin at the appraised price.

PALM BEACH COUNTY - File No. 1235-50-253.12. On June 25 the Trustees authorized advertisement of a parcel of submerged land in Lake Worth in Section 22, Township 45 South, Range 43 East, 0.922 acre in the City of Boynton Beach within the established bulkhead line for which Ernest H. Wilhelm et al, abutting upland owners, offered the appraised price for the parcel, $1627.50. The land was advertised for objections only in the Palm Beach Post, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

PALM BEACH COUNTY - File No. 1260-50-253.12. On June 25 the Trustees authorized advertisement of a parcel of submerged land in Lake Worth in Section 22, Township 45 South, Range 43 East, 2.67 acres in the City of Boynton Beach within the established bulkhead line, for which J. B. Dunn and Helen D. Dunn, riparian upland owners, offered $1400.00 per acre, uniform with price fixed by appraisal for submerged land in the immediate vicinity and more than the 1962 appraised value of the subject parcel. The land was advertised for objections only in the Palm Beach Post, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection.

Upon motion adopted without objection, the Trustees confirmed sale to the applicants at the price offered.

PINELLAS COUNTY - File No. 1356-52-253.12. On July 16 the Trustees approved dedication, subject to advertisement for objections only, requested by the City of Tarpon Springs covering 106.4 acres, more or less, of submerged land in Anclote Anchorage in Sections 9 and 10, Township 27 South, Range 15 East, in St. Joseph Sound, Pinellas County. The very shallow tract adjacent to city-owned property was to be improved and used for public recreational and beach purposes. $50.00 application fee was paid by the city. No objection was filed in response to notice published in the Leader, Tarpon Springs, Florida. Pinellas County Water and Navigation Control Authority "approved the purchase, as a separate item, not to establish a policy for the Authority to approve these purchases but purely for the potential public benefit to the City of Tarpon Springs..."

Upon motion unanimously adopted, the Trustees confirmed dedication to the City of Tarpon Springs for public purposes.

ST. LUCIE COUNTY - File No. 1351-56-253.12. On July 9 the Trustees approved, subject to advertisement, a land exchange by which the record owners, Gene T. Dyer and wife, would reconvey the West 23.43 acres of a 50-acre submerged tract purchased in 1956 (Trustees Deed No. 21272) for 23.43 acres in Sections 2 and 3, Township 37 South, Range 41 East, between Nettles Island and the mainland, St. Lucie County. The Board also approved perpetual easement for access road covering 100-foot strip connecting the Nettles Island area with the mainland, the grant to contain provision that the easement or dedication would enure to the county, state or federal government as the interest of either in the access road might develop. The parcel of submerged land to be exchanged was advertised for objections only in the News Tribune of Fort Pierce, Florida, proof of publication was filed, and no protest was received as to the land exchange.

Ralph H. Hiers, adjacent upland owner, filed objection to causeway and low bridge which he charged would obstruct flow of water and interfere with sales of his lands to boat owners. Applicant advised that those questions were raised by the Board of County Commissioners at the bulkhead hearings and resolved by the filing of plans with the county. Copy of the plans was filed with the Trustees and the Director pointed out that any causeway and bridge installation would have to satisfy navigation requirements of the U. S. Corps of Engineers. The Trustees discussed maintenance of the causeway bridge to allow boat clearance and County Attorney Ralph B. Wilson said that the boat clearance appeared adequate but maintenance had not been considered by the county at the hearing. Mr. Kidd suggested that as part of the easement agreement, the Trustees might require a bond to provide for maintenance.

Upon motion by Mr. Ervin, duly adopted, the Trustees confirmed the land exchange and granted the easement subject to conditions for access and clearance being worked out by Mr. Kidd.

APPLICATIONS FOR LAND

MONROE COUNTY - File No. 1370-44-253.12. Paul K. Zepernick, abutting upland owner, represented by G. A. Crawshaw, offered the approved established price of $300.00 per acre, or $100.00 minimum, for a parcel of submerged land in Buttonwood Sound in Section 28, Township 61 South, Range 39 East, 0.29 acre at Key Largo, Monroe County.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

PALM BEACH COUNTY - File No. 1374-50-253.12. Howard F. Janousek, abutting upland owner, represented by John Adair and Associates, offered $1925.00 per acre, approved by the staff appraiser, for a parcel of submerged land in Lake Worth in Section 34, Township 44 South, Range 43 East, 0.56 acre in the City of Lake Worth within the established bulkhead line.

Upon motion by Mr. Ervin, duly adopted, the Trustees authorized advertisement for objections only.

PALM BEACH COUNTY - File No. 1375-50-253.12. Mrs. Christine M. Condon, abutting upland owner, represented by John Adair and Associates, offered $1925.00 per acre, approved by the staff appraiser, for a parcel of submerged land in Lake Worth in Section 34, Township 44 South, Range 43 East, 2.8 acres in the City of Lake Worth within the established bulkhead line.

Upon motion by Mr. Ervin, duly adopted, the Trustees authorized advertisement for objections only.

ST. LUCIE COUNTY - The Board of County Commissioners of St. Lucie County by Resolution adopted May 14, 1963 at request of the Indian River Nature Conservancy Committee, requested dedication or conveyance of a mangrove area known as Jack Island to Florida State Park Service, apparently to be kept in the natural state. The request was endorsed by the City of Fort Pierce Resolution No. 2361 adopted May 13, 1963. The Florida Board of Parks and Historic Memorials on June 18, 1961 authorized Dr. Hanna and the Park Board Director "at their discretion and in behalf of the Board" to request the Trustees to deed the Jack Island property to the Park Board "for development as a State Park."

The mangrove peninsula commonly referred to as an island aggregated approximately 386.41 acres adjacent to an area in private ownership of record (land not reconveyed in a transaction whereunder the Trustees sold and recovered less area than was conveyed). Lack of survey and accurate description, and the possibility that private riparian rights were affected, had delayed presentation. No bulkhead lines were established. The Attorney General by letter dated May 29, 1963 to Fred Harden had suggested that if procurement of riparian releases was impracticable, consideration might be given to dedication subject to riparian interests.

Honorable John M. McCarty urged approval of the dedication. Present on behalf of the the dedication were Representative Frank Fee, Mrs. Marjorie B. Silver, Member of the County Commission, and County Attorney Ralph B. Wilson.

Motion was made by Attorney General Ervin, and adopted unanimously, that Jack Island and the adjecent submerged area, comprising approximately 624 acres for which legal description should be furnished, be dedicated to the Florida State Park Service subject to outstanding riparian rights, if any.

MISCELLANEOUS

DUVAL COUNTY - John E. Graham applied for permit for marina in Ortega River at his upland in Block 138 Lakeside Park. The area was zoned to allow commercial piers and boat works.

Upon motion adopted without objection, the Trustees authorized issuance of State Permit to applicant for $100.00 processing fee.

DUVAL COUNTY - Mrs. Grace Belle S. Rogers applied for permit for marina in Ortega River at property in J. H. McIntosh Grant in

Section 42, Township 3 South, Range 26 East, in the City of Jacksonville. No objection was filed to notice issued to adjacent waterfront owners. City approval was indicated subject to approval by Trustees and U. S. Engineers. U. S. Engineers on August 20 required applicant to furnish some additional data by reason of the adjacent Roosevelt Boulevard bridge and the river channel.

Upon motion by Mr. Green, duly adopted, the Trustees authorized issuance of State Permit for $100.00 processing fee, conditioned upon the applicant's plan being adjusted, if necessary, to meet requirements of navigation.

LAKE COUNTY - King Grant applied for 1000 cubic yards of material from bottoms of Lake Saunders to improve his upland Lot 32 Lake Saunders Subdivision.

Upon motion adopted without objection, the Trustees granted permit to take the amount of material requested for $50.00 charge, subject to compliance with recommendations of the Game and Fresh Water Fish Commission.

MANATEE COUNTY - Cleonic Ibasfalean, et al, applied for disclaimer of two contiguous parcels of submerged land in Sarasota Bay approximately 0.03 acre and 0.43 acre respectively, adjacent to upland of applicants in Section 3, Township 35 South, Range 16 East, at Cortez, Manatee County. The strips were landward of the United States Survey meander line and applicants submitted evidence that the shore line was cut back by Hurricane "Donna" in 1960 and that the natural shore extended to the bulkhead line. Affidavits of three commercial fishermen and six residents of the area, and letter of the County Engineer, supported the application.

Upon motion adopted without objection, the Trustees authorized issuance of disclaimer for handling charge of $25.00.

OKALOOSA COUNTY - The Florida Board of Forestry requested concurrence under Section 589.10 Florida Statutes in quitclaim of the SE¼ of SE¼ of Section 23, Township 4 North, Range 24 West, Okaloosa County, to relinquish claim of title to W. E. Duggan and wife. Record interest of the Forestry Board arose out of quitclaim deed dated November 4, 1955 by the United States to said Board, it having been determined that the predecessor in title to the United States did not own the land.

Upon motion by Comptroller Green, duly adopted, the Trustees concurred with the Florida Board of Forestry in quitclaim to W. E. Duggan and wife.

LAND ACQUISITION TRUST FUND - Land Management Division. Clarification was requested for state auditing purposes concerning advance of Trustees' funds for salary, per diem and other expenses as approved July 2, 1963 at which time the Chief of the Land Acquisition Division was appointed, the advances to be repaid when funds were available in the Land Acquisition Trust Fund. On August 20 approval was given for transfer effective as of July 16, 1963 of A. L. (Jack) Buford, Jr., to the Land Management Division and it was anticipated that some additional personnel might be needed.

Recommendation was made that, pending the availability of funds for the operation of the new Land Management Program, the approval of advance of Trustees' funds be amended to include all such salaries and expenses proper to the program pending availability of its own funds, and subject to reimbursement of the Trustees.

Upon motion by Mr. Green, duly adopted, the recommendation was approved.

TRUSTEES' MINUTES - Upon motion duly adopted, the Trustees authorized correction of minutes of the meeting of July 16, 1963, on which date the State Board of Education and the Trustees considered application by Wendell L. Roberts for State Drilling Lease covering Dade County lands. By error the description of only the Board of Education lands was shown in the minutes, and the following omitted description was authorized to be inserted:

Trustees Internal Improvement Fund Lands

Full interest:

Sections 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33 and 34 in Township 53 South, Range 36 East - 7,680 oil acres; Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 17 and that part of Sections 20, 21, 22, 23 and 24 lying north of Everglades National Park in Township 54 South, Range 35 East - 9,110 oil acres; Sections 3, 4, 5, 6, 7, 8, 9, 10, 15, 17, 18 and that part of Sections 19, 20, 21 and 22 lying north of Everglades National Park in Township 54 South, Range 36 East - 7,160 oil acres;

Reserved one-half interest:

West three-fourths of Section 16, Township 54 South, Range 36 East - 240 oil acres.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
September 3, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meeting on August 27, 1963 which were approved by the Attorney General and copy furnished to each member.

APPLICATIONS FOR LAND

BAY COUNTY - File No. 1368-03-253.12. William A. Sapp, abutting upland owner, offered the appraised value of $400.00 per acre for a parcel of submerged land in St. Andrews Bay in Section 1, Township 4 South, Range 15 West, City of Panama City, Bay County, containing 2.79 acres landward of the established bulkhead line.

Upon motion duly adopted, the Trustees authorized advertisement of the parcel for objections only.

ORANGE COUNTY - File No. 1376-48-253.36. Walter De Mara, abutting upland owner, represented by Beardall, Gridley and Lewis, offered the established price approved by the staff appraiser, $500.00 per acre, or $200.00 minimum in this instance, for purchase of a parcel of reclaimed lake bottom land in Lake Conway in Section 29, Township 23 South, Range 30 East, containing 0.26 acre in Orange County. The Lake Conway Water and Navigation Control District advertised, held local hearing and recommended sale of the parcel.

Upon motion duly adopted, the Trustees authorized conveyance to the applicant for $200.00 without advertisement, in accordance with the policy for sale of reclaimed Lake Conway bottom lands.

MISCELLANEOUS

ESCAMBIA, SANTA ROSA, OKALOOSA, WALTON, BAY AND GULF COUNTIES - Directive was requested concerning disposition of the bids for lease for oil, gas, sulphur, salt and other brines which were received and taken under advisement on May 14, 1963 pending conferences with representatives of the United States Department of Defense which had requested withdrawal from the offering of major portions of submerged lands in the Gulf of Mexico and inland water areas in West Florida. Trustees' policy resolution was formulated July 30, 1963 and approved by the office of the Defense Counsel. Specific areas of inland and offshore submerged lands were given clearance for leasing as indicated. On May 14 California Oil Company submitted bid on the whole area and LaRue-Smith Production Company offered bid for a portion of the lands offered for lease. The Trustees deferred action on the two bids and ordered the checks returned without prejudice.

Motion was made by Attorney General Ervin, seconded and adopted, that the Trustees vacate the former offering and decline both bids as not applicable under the circumstances, that the lease form be revised to reduce the primary term and step up exploration and drilling requirements.

BREVARD COUNTY - The City of Cocoa, Brevard County, by resolution adopted August 5, 1963 requested grant of a 500-foot square parcel of submerged land in the Banana River north of and adjacent to the right of way of the causeway of State Road 520, approximately 790 feet offshore from the nearest private upland as site for water storage ground tanks, together with the right to dredge an adjacent area 500 feet square west of and adjacent to that site for fill material. The storage facility was needed in connection with supply of water by the city to the National Aeronautics and Space Administration. The State Road Department had assured the city that every consideration would be given its request for access to the site upon procurement from the Trustees. Notices and maps were mailed to private riparian owners within 1000 feet of the proposed site, also the city, County Commissioner for the district, and to all parties who had filed objections in advance of receipt of the application.

Objections received from R. P. McLarty and S. J. Foosaner, in front of whose upland the site was situate about 730 feet offshore, involved a legal consideration since the proposed site was between their upland and the main channel but appeared to be riverward of a relief bridge channel which was between the upland and the site and which would be deepened and enlarged by the proposed dredging. Other objecting residents and owners included East Merritt Island Home Owners Association, Mrs. W. T. Stewart, Mr. and Mrs. Richard Whitehead, Lloyd Miller and W. A. Weddell for the Izaak Walton League. The Trustees heard Mr. Weddell and Mrs. Whitehead express vigorous protests based on possible damage to residential property values, to an oyster lease area as well as conservation of natural resources. It was stated that the city could find another suitable site for the storage tanks. Telegram from County Commissioner George J. King, Jr., requested investigation of the possibility of moving the site 500 to 1000 feet further offshore.

Mayor Anthony Ninos, City Engineer Roy J. Amos and City Attorney Lloyd Campbell described the site as centrally located between Patrick Air Base and NOVA installations and discussed the engineering requirements. Trustees were advised that city engineers were taking soundings and if found feasible the city would be willing to change its plan, if necessary, which would involve change in the bulkhead line.

Attorney General Ervin expressed the opinion that bulkhead lines were fixed for the benefit of the public and took into consideration riparian rights but were not required to respect oyster leases or submerged land in private ownership acquired prior to the Bulkhead Act, that the Trustees tried to balance requests which related to public needs with private claims and sometimes granted requests subject to riparian rights. He voiced doubt that the Trustees should let protests preclude projects of a public nature and pointed out that the city had offered to prevent the tank site from being unsightly.

Upon motion by Mr. Larson, seconded by Mr. Ervin and duly adopted, the Trustees referred the matter to Engineer William R. Kidd to see if a solution could be worked out with the City of Cocoa to protect the riparian rights of the objectors.

BROWARD COUNTY - Upon motion duly adopted, the Trustees authorized dedication to the State Road Department of the south 66 feet of Sections 30, 29, 28 and 27, Township 50 South, Range 41 East, Newman's Survey, for right of way for State Road S-818 (SRD Sec. 86513-2601), for which Central and Southern Florida Flood Control District had granted subordination of its drainage rights.

LEE COUNTY - Staff recommended approval of fill permit issued to three different applicants by the City of Fort Myers by Amendment to Resolution No. 187 dated August 19, 1963, to fill three submerged areas of land in the Caloosahatchee River, title to which was vested in the City of Fort Myers by Special Act of the Legislature of 1915.

Upon motion duly adopted, the Trustees formally approved the fill permit granted by the City of Fort Myers.

LEON AND GADSDEN COUNTIES - W. H. Brundydge, holder of Sand Lease No. 1628 expiring August 31, 1963, requested two-year extension. The lease covered that part of Ochlockonee River bottom in SE¼ of Section 13, Township 2 North, Range 2 West, at 15 cents per cubic yard, monthly minimum of $20.00, and $500.00 surety bond.

Upon motion duly adopted, the Trustees authorized two-year extension of the lease upon the same terms and conditions.

PASCO COUNTY - File No. 774-51-253.12. Staff recommended that Contract No. 22951 be declared forfeited and cancelled by reason of failure of the contract holder to pay the fifth installment of principal and interest due March 30, 1963 in the sum of $1,343.74 plus penalty interest. The contract was issued March 30, 1961 to Gulf Land Enterprises, Inc., was assigned December 12, 1961 to V. M. Clark, Jr., present holder, and covered purchase of sovereignty land in Sections 32 and 33, Township 24 South, Range 16 East, in the Gulf of Mexico. No response was received from notices directed to Mr. Clark and the Attorney.

Upon motion duly adopted, the Trustees accepted the recommendation and declared the contract forfeited and cancelled.

PUTNAM COUNTY - Arvid P. Dahl applied for amendment to State Permit PD-434 to allow an addition to existing boathouse in front of his property at Georgetown on Lake George. Under existing policy the addition would normally be allowed without formal action since it was clearly riparian to applicant's upland, did not interfere with navigation nor extend into a zone properly riparian to another owner. In this instance, however, notice was issued to the adjacent owner, C. A. Jonas, who protested the issuance of permit for the pier constructed by Mr. Dahl thirty-five feet from the Jonas property line. Mr. Jonas' own boathouse abutted extension of the property line with its opening against the zone riparian to the Dahl upland and the proposed Dahl boathouse extension would block the Jonas boathouse which, as heretofore used, was an infringement upon and appropriation of riparian rights running with the Dahl upland. In response to the notice, Mr. Jonas conferred with the Director August 27 and was assured that no reason was apparent why Mr. Dahl could not exercise riparian rights in the zone directly in front of his own upland and that since the Jonas upland had as much or more lake frontage, it did not appear that Mr. Dahl should be required to provide Mr. Jonas with passage which interfered with Mr. Dahl's rights.

Upon motion by Mr. Larson, seconded by Mr. Green and duly adopted, the Trustees approved Mr. Dahl's application for amendment to state permit to allow the boathouse addition.

WAKULLA, FRANKLIN, GULF, BAY, WALTON, OKALOOSA, SANTA ROSA AND ESCAMBIA COUNTIES - Radcliff Materials, Inc., holder of Shell Lease No. 1718, requested consent of Trustees for the firm to make collateral assignment or mortgage of said lease to North Carolina National Bank as Trustee and the Citizens and Peoples National Bank of Pensacola as Co-trustee, all under a Second Supplemental Indenture from Southern Oyster Shell Milling Corporation (of which the Radcliff firm appeared to be a subsidiary) to said Trustee and Co-trustee.

Upon motion by Attorney General Ervin, duly adopted, the Trustees consented to the assignment requested by Radcliff Materials, Inc., provided the surety bond of $12,000.00 be maintained as required under Item 13 of Shell Lease No. 1718.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Bidding Report No. 837 listing 1 bid for sale of Murphy Act land, and authorized execution of deed pertaining thereto.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
September 10, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Without objection, the minutes of the meeting held on September 3, 1963, were approved as presented.

LAND SALES

DADE COUNTY - File No. 1357-13-253.12. On July 30 the Trustees considered application by Miami Caribe Investments, Inc., and Santa Carlotta, a Florida corporation, abutting upland owners, for purchase of a parcel of submerged land in Biscayne Bay lying southeasterly of and abutting uplands in Section 40, Township 54 South, Range 41 East (being uplands described as Lots 46 to 50 inclusive in Block "B", Mary Brickell Subdivision), containing 2.43 acres, more or less, within the established bulkhead line in the City of Miami, Dade County. The land was appraised at $5081.00 per acre. Notice of sale was published in the Miami Herald and proof of publication was filed. Central and Southern Florida Flood Control District waived objection.

Protest received September 9 from R. J. Lewis mentioned other upland lots said to be involved in litigation and claimed that the question of title to Lots 46 to 50 was in court. However, Salley and Paul, the attorneys for applicants, claimed valid title, denied that the lots were in litigation and said that reference to other upland lots was irrelevant. In the judgment of the Staff, the protest was not valid in view of the information filed.

Upon motion by Comptroller Green, duly adopted, the Trustees overruled the objection and confirmed sale to the applicants at the appraised price.

DUVAL COUNTY - File No. 1359-16-253.12. On July 30 the Trustees considered application by Florida Publishing Company, abutting upland owner represented by Harold B. Wahl, for purchase of two parcels of submerged land in the St. Johns River in Section 14, Township 2 South, Range 28 East, City of Jacksonville, Duval County, within the established bulkhead line. The 3.09 acre parcel was appraised at $2000.00 per acre and the 2.58 acre parcel at $2500.00 per acre. The land was advertised for objections only in the Florida Times Union, proof of publication filed and no objection was received.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale to the applicant at the appraised prices for the two parcels.

PALM BEACH COUNTY - File No. 1354-50-253.12. On July 30 the Trustees considered application by Emma S. Pell, abutting upland owner, for purchase of a parcel of submerged land in Lake Worth in Section 26, Township 44 South, Range 43 East, 1.069 acres in the Town of Palm Beach within the established bulkhead line in Palm Beach County. The appraisal of $1479.23 for the parcel was approved by the Staff Appraiser. The land was advertised for objections only in the Palm Beach Post, proof of publication filed and no objection received. Central and Southern Florida Flood Control District waived objection.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale to the applicant at the appraised price.

VOLUSIA COUNTY - File No. 1379-64-253.12(1) Lloyd A. Smith on behalf of John J. Ells and wife, the abutting upland owners, made application for a parcel of sovereignty land filled subsequent to May 29, 1951 and prior to the enactment of the Bulkhead Act, comprising 0.7 acre located in Section 2, Township 18 South, Range 34 East, Volusia County. Staff recommended conveyance of the parcel at the rate of $100.00 per acre, being the value of the land in the submerged state in 1952, the date the parcel was filled.

Upon motion by Mr. Green, duly adopted, the Trustees authorized conveyance of the filled parcel to abutting upland owners at the recommended price.

MISCELLANEOUS

OKEECHOBEE COUNTY - Presented for approval was assignment by the lease holder, Mrs. Etta Lee as Executrix of the last will and testament of J. E. Lee, deceased, to David G. Swartz as Trustee, of Lease No. 1200 which covered 5 acres of reclaimed Lake Okeechobee land in Section 35, Township 37 South, Range 35 East.

Upon motion duly adopted, the Trustees approved assignment of the lease subject to the parties furnishing copy of the executed assignment together with executed acceptance by assignee of the obligations and provisions of the original lease.

ST. JOHNS COUNTY - Upon motion duly adopted, the Trustees approved assignment of Lease No. 1720 by the lessee, James Appell, to H. P. Demery and W. E. O'Brien. Executed copy of assignment, with executed acceptance of lease obligations and provisions by assignee, was filed and the account was in good standing.

DADE COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit to Twenty Island Avenue, Inc., for construction of pier and boat slips for use of tenants of Belle Plaza at applicant's upland on Biscayne Bay, for which city permit was secured and $100.00 processing fee tendered.

HIGHLANDS AND OKEECHOBEE COUNTIES - The Central and Southern Florida Flood Control District requested additional right of way and temporary spoil areas necessary in connection with the construction of Canal 38 (Kissimmee River Canal) Section 3, over and across lands title to which was in the Trustees, and also across unsurveyed lands lying between the meanders of the Kissimmee River.

Upon motion adopted without objection, the Trustees authorized perpetual easement for right of way in favor of Central and Southern Florida Flood Control District, and granted spoil area use rights to expire December 31, 1966.

INDIAN RIVER COUNTY - The State Road Department requested drainage easement in and to the submerged lands in the Indian River between State Road AIA and the established bulkhead line, being the South 20 feet of the submerged land in Section 28 and North 20 feet of the submerged land in Section 33, Township 30 South, Range 39 East, also in and to the riverward extension of 2nd Street, Ambersand Beach Subdivision No. 2, Plat Book 3 at Page 76, in said Section 33, to assure authority to preserve adequate drainage of the state road in event of sales and filling of the submerged areas in and adjacent to said strips.

Upon motion by Mr. Green, duly adopted, the Trustees granted to the State Road Department drainage easement over the lands requested.

MONROE COUNTY - The City of Key West requested an easement for public utility purposes over certain submerged bottoms in the Bay of Florida in Sections 18, 19, 20 and 21 of Township 67 South, Range 26 East, being a strip of submerged land 100 feet in total width between Boca Chica Key and Big Coppitt Key.

Upon motion by Mr. Green, duly adopted, the Trustees granted the easement to the City of Key West subject to the city obtaining waiver of consent of affected riparian owners.

PALM BEACH COUNTY - The State Road Department requested dedication for public highway purposes over certain submerged lands in the Intracoastal Waterway in Section 6, Township 41 South, Range 43 East, being a strip 100 feet in total width.

Upon motion adopted without objection, the Trustees authorized dedication of the land requested by the State Road Department subject to all prior rights of the United States.

PINELLAS COUNTY - Upon motion by Mr. Green, duly adopted, the Trustees authorized issuance of State Permit for $100 processing fee to Blind Pass Boat Basin, Inc., for marine hoist installation in Boca Ciega Bay at applicant's upland at the north end of Long Key in Township 31 South, Range 15 East, in accordance with plan approved by the City of St. Petersburg Beach and Pinellas County Water and Navigation Control Authority.

TAYLOR COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit recommended by the Florida Board of Conservation to The Off-Shore Fishing Club, Perry, Florida, for construction of an artificial reef in the Gulf of Mexico 14,330 yards offshore in waters of 21-foot depth, for $50.00 charge.

TRUSTEES AS STATE EROSION AGENCY - Under Section 253.65 Florida Statutes the Trustees had authority to secure studies and late in 1962 Dr. Per Bruun and Mr. James Purpura of the Coastal Engineering Laboratory prepared, as a public service, a booklet for publication to give governmental units and citizens advice as to appropriate measures to be taken during severe storms and periods of acute erosion. Need for publication and distribution of such a work was apparent and it was proposed that the printing cost (estimated 13¢ to 15¢ per copy) might be covered by the then current contract for the fiscal year July 1962 to June 1963 with the University of Florida Engineering and Industrial Experiment Station for services of the Laboratory which included special assignments and work mutually agreed upon.

Printing was delayed several months but funds were available at the end of the fiscal year and the printing was not completed and invoiced until early in July 1963. The Director recommended approval of the Trustees for reimbursement to the Engineering and Experiment Station of the printing cost of $444.38, since the work was undertaken during the fiscal year of the contract but was not invoiced until after the end of the fiscal year.

Upon motion by Mr. Green, adopted without objection, the Trustees approved payment of $444.38 from funds under the July 1962 - June 1963 contract of the Trustees with the Engineering and Industrial Experiment Station.

TRUSTEES' FUNDS - On July 9, 1963 the Trustees indicated approval for the transfer of $12,000 of Trustees' funds to the Board of Conservation but reserved decision as to source or manner of allocation pending negotiation of contract by that Board with the Coastal Engineering Laboratory and determination of the extent that services would be provided for which the Trustees had been paying from their operating budget.

Also, the request for transfer of funds included proposal that the Trustees retain processing fees submitted with applications for coastal structures. Since the Trustees under Opinion 063-67 of the Attorney General would not handle the applications, the office of the Attorney General informally advised that the Trustees should not collect such fees; in fact, the Trustees' Staff would have no contact with beach and shore coastal structures applications which would be directed to the Board of Conservation, except when the said Board placed its recommendation on the Trustees' agenda for approval or rejection of a permit. On the advice of the Attorney General's office, since enactment of Chapter 63-40 all applications had been referred to the Board of Conservation and processing fees returned to the applicants with the exception of the following, for which authority was requested to make refunds: The Coastal Arms, Inc., Key Colony and Budd Groins.

Upon motion duly adopted, the Trustees authorized refund of the $100.00 processing fees paid by each of the above applicants.

Upon recommendation of Attorney General Ervin, the Trustees asked their Director and the Director of the Board of Conservation to counsel for the respective boards with Messrs Parker and Jacobs of the Attorney General's office to work out details with reference to the transfer of Trustees' funds.

SUBJECTS UNDER CHAPTER 18296

POLK COUNTY - Application for deed under the Hardship Act was made by the Clerk of the Circuit Court of Polk County on behalf of Haines City Heights, Inc., holder of tax deed issued December 6, 1937, whereunder the Clerk had failed to require purchase or redemption of tax sale certificate No. 14310, sale of 1928 for unpaid 1927 taxes, and accrued interest. By reason of failure to clear this certificate, title was certified to the State covering land described as N½ of NE¼ of SE¼ of Section 20, Township 27 South, Range 27 East, less Lake Shore Addition Subdivision. Offer of $10.00 was made for deed to the holder of the tax deed. The certified parcel included submerged land in Lake Boomerang and the net area of upland was 1.92 acres, more or less. The office of the Attorney General reviewed and recommended issuance of deed for the price offered.

Upon motion by Mr. Green, duly adopted, the Trustees approved conveyance under Chapter 28317, Acts of 1953, for $10.00.

Upon motion duly adopted, the Trustees adjourned.

Richard W. Ervin
ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST: Van H. Ferguson
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
September 17, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved the minutes of the meeting held on September 10 which were approved by the Attorney General and copy furnished to each member.

DUVAL COUNTY - File No. 1381-16-253.12. Lonnie Wurn on behalf of upland owners, Wurn Arlington Construction Company and Michael L. Sack, offered the appraised price of $250.00 per acre for two contiguous parcels of submerged land in the St. Johns River in Sections 27 and 34, Township 1 South, Range 27 East, Duval County, containing 26.3 acres within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

GLADES COUNTY - File No. 1332-22-253.36. Olen Rhymes, abutting upland owner, offered the appraised price of $689.70 for a parcel of reclaimed lake bottom land in Lake Okeechobee in Sections 22 and 27, Township 40 South, Range 32 East, containing 1.16 acres in Glades County. The reclaimed parcel lay between the state road right of way and the lake, Inasmuch as the reclaimed parcel and applicant's upland are separated by the State Road, the sale was given approval subject to determination that the State Road did not sever or extinguish the riparian rights of the applicant.

MONROE COUNTY - File No. 1382-44-253.12. William J. H. Dyer, abutting upland owner, represented by G. A. Crawshaw, offered $425.00 per acre, or $100.00 minimum in this instance, the price concurred in by the Staff Appraiser, for purchase of a parcel of submerged land in the Bay of Florida in Sections 16 and 21, Township 64 South, Range 36 East, 0.18 acre in Lower Matecumbe Key, Monroe County.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

PALM BEACH COUNTY - File No. 1354-50-253.12. On September 10 the Trustees authorized sale of 1.069 acres of submerged land in the Town of Palm Beach to Emma S. Pell at the appraised value of $1479.23 for the parcel. In 1955, the predecessor in title obtained authority to fill that land under provisions of Section 271.01 and paid to the Trustees the sum of $450.00 for the fill material. The filling was not done and no refund was made. It was recommended that credit on the purchase be allowed since that payment would have vested title in the predecessor if the filling had been done.

Upon motion duly adopted, the Trustees approved the recommendation to allow credit in the sum of $450.00 on the purchase price of the parcel sold to Emma S. Pell.

BAY COUNTY - File No. 1368-03-253.12. On September 3 the Trustees authorized advertisement upon application by William A. Sapp to purchase 2.79 acres of submerged land in St. Andrews Bay riparian to his upland in Section 1, Township 4 South, Range 15 West, on the basis of $400.00 per acre, the staff appraisal. Mr. Howard A. Sapp, for the applicant, requested reduction of price, stating that the application was made not for commercial gain but in order to protect residential property from erosion which had been accelerated in the area by coastal works at the ship yard and city marina. It was reported that a hurricane (about 1953) caused loss of 50 feet of applicant's lawn and that since 1950 about 100 feet had been lost by avulsion. The Trustees pointed out that sales were made based on appraised prices, but that possibly the applicant could reduce the area, purchasing only that absolutely necessary for protection of his upland property.

Upon motion by Attorney General Ervin, seconded and adopted, the Trustees asked the Staff to consider the reported avulsion, secure additional information from the applicant, and make recommendation to the Board regarding sale of a reduced area of submerged land.

DADE COUNTY - Bulkhead Line and Application. File No. 1429-13-253.12.

On petition of Saint Francis Hospital, the City Council of Miami Beach referred to the Trustees for approval a bulkhead line fixed August 21, 1963 by Resolution No. 11041 for possible extension encompassing 2.77 acres at the hospital site on Allison Island in Indian Creek northerly of projection of West 60th Street, subject to conditions set out in the city resolution, including (1) that no structure should ever be constructed on the fill and (2) that use by the hospital of its property on Pine Tree Drive for parking purposes would cease upon completion of filling of the land within the extended bulkhead line.

Objectors were heard at the city public hearings and Lester C. Weaver and I. W. Green filed protest with the Trustees. Attorney Harry B. Smith, representing objectors, claimed damage to value of properties on Indian Creek by reduction of the view and waterway and questioned the need for 2.77 acres. He asked for delay as he felt that interested parties did not understand how much land was involved due to differences in maps and size of parcels discussed at the city hearing.

The Director reported receipt of letters and wires in favor of the extension from Dade County Representatives Wolfson, Weissenborn, Matthews, Spencer, Fincher, City Judge Massey and Miami Beach Taxpayers' Association. Attorney Shepard Broad for the applicant said that the hospital needed the entire area, that both the former and present city council members approved the bulkhead line which had been adjusted to clear a power cable .

Application was made on behalf of Saint Francis Hospital for purchase of the 2.77 acres of submerged land within the bulkhead line for a nominal consideration. Mr. Ervin recommended approval of the bulkhead line fixed by the city and grant of the land in view of the quasi-public need of the hospital, subject to inclusion in the deed of the restriction against structures on the parcel. He recommended no delay other than the period during which the land would be advertised for objection. The Director asked that the application be completed by submission of plats, names and addresses of riparian owners, and application fee.

Upon motion by Mr. Ervin, seconded and adopted, the Trustees formally approved the bulkhead line fixed by the City of Miami Beach by Resolution No. 11041 and gave preliminary approval to the proposed grant by dedication, subject to advertisement for objections in accordance with requirements of Section 253.12 Florida Statutes.

BROWARD COUNTY - Presented to the Trustees for formal approval was the bulkhead line established by the City of Fort Lauderdale by Ordinance No. C-1909 adopted May 7, 1963. The bulkhead line was located in the North Fork of New River in Section 9, Township 50 South, Range 42 East, Broward County.

Upon motion duly adopted, the Trustees formally approved the bulkhead line subject, however, to approval by Central and Southern Florida Flood Control District.

VOLUSIA COUNTY - Presented for formal approval was the bulkhead line established by the Board of County Commissioners of Volusia County by Resolution No. 63-60 dated July 18, 1963. The line was located in the Indian River North, easterly of uplands in Section 12, Township 18 South, Range 34 East, Volusia County.

Upon motion duly adopted, the Trustees formally approved the bulkhead line as established by Volusia County.

BAY COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of State Permit to R. J. Blackburn for three small piers for boat handling in Watson Bayou at applicant's upland in Section 10, Township 4 South, Range 14 West, in Panama City, Bay County, for which city permit, consents of adjacent waterfront owners and $100.00 processing fee were filed with the Trustees.

DADE COUNTY - Without objection, the Trustees granted perpetual right of way easement to Florida Inland Navigation District on behalf of the United States over a small parcel of submerged land in Biscayne Bay in Section 14, Township 52 South, Range 42 East, Dade County. Also, the Trustees asked the Staff to discuss with the District the subject of acquisition of land for use in the state recreation program.

DADE COUNTY - Trustees' Deed No. 22700 dated January 25, 1961 described five parcels of land conveyed to Central and Southern Florida Flood Control District for sites for Structures 12-A, B, C, D and E within right of way for Levee L-29. Due to the fact that subsequent to conveyance four of the sites were relocated, the District quitclaimed to the Trustees the parcels described in Deed No. 22700 and requested supplemental instrument showing correct descriptions of all the sites.

Upon motion duly adopted, the Trustees authorized issuance of supplemental instrument to Central and Southern Florida Flood Control District.

GLADES COUNTY - Upon motion adopted without objection, the Trustees authorized perpetual easement to Central and Southern Florida Flood Control District for right of way for public access road from State Road No. 78 to Levee L-49 over permanently reclaimed lake bottom lands in Sections 7, 8 and 17, Township 40 South,Range 33 East, Glades County.

INDIAN RIVER COUNTY - Upon motion adopted without objection, the Trustees approved dredging permit granted August 7, 1963 by the Board of County Commissioners of Indian River County to Vero Beach Shores, Inc., for removal of material to fill sovereignty land previously conveyed by the Trustees located within the established bulkhead line.

LEVY COUNTY - Upon motion duly adopted, the Trustees approved and witnessed dedication by the Department of Agriculture of right of way for State Road (Sec. 34010-2505) across Fannin Springs Livestock and Crops Pavilion property, 0.572 acre, more or less. Section 570.08(8) required approval and signature of a majority of the Trustees as witnesses.

TRUSTEES' FUNDS - As directed by the Trustees, the Directors of the Board of Conservation and Trustees met with Joseph C. Jacobs and Robert C. Parker, Assistant Attorney General. The action of the Trustees on July 9, 1963 was deemed an authorization of transfer of $12,000.00 of Trustees' Funds to the Board of Conservation and was reported for confirmation in the minutes. It was noted for the record that the expenditure was not included in the Trustees' budget.

With reference to the regulation of coastal structures, procedure was recommended similar to that agreed upon with reference to taking of dead shell. The Conservation Department would process applications and the Trustees would have no contact except when the Board of Conservation placed an application for permit on the Trustees' agenda.

It was so ordered.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson, duly adopted, the Trustees approved Report No. 838 listing 8 regular bids for sale of Murphy Act lands and authorized execution of deeds pertaining thereto.

COLUMBIA COUNTY - Upon motion adopted without objection, the Trustees authorized easement to the State Road Department covering 0.036 acre parcel in Section 28, Township 3 South, Range 17 East, in Lake City, Columbia County, required for state road (Sec. 29620-2606, Washington Street).

OKALOOSA COUNTY - Mrs. Mildred Moore as executrix of the estate of Mrs. Ellie C. Hobbs, deceased, the former owner on June 9, 1939, offered $140.00 for conveyance under the hardship act of lots certified to the State of Florida under tax sale certificate No. 403 of July 1, 1929 described as Lots 9 to 16 inclusive and Lots 19 to 24 inclusive, Block 17, Town of Baker, Okaloosa County.

Upon motion duly adopted, the Trustees approved conveyance under Chapter 28317, Acts of 1953, for the price offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
September 24, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

DADE COUNTY - File No. 421-13-253.12. Pursuant to authorization on July 30, 1963, two contiguous parcels comprising 3.62 acres of submerged land, partially filled, in the City of Miami, within the established bulkhead line in Biscayne Bay, applied for by Mrs. Margaret M. Hovey, riparian upland owner, were advertised for objections only in the Miami Herald with proof of publication filed with the Trustees. Central and Southern Florida Flood Control District waived objection to the sale.

Objection was filed on behalf of Martha Boyd Siekman, adjacent upland owner and applicant to purchase to the bulkhead line under File No. 420-13-253.12, requesting that allocation be made to her for 125 feet frontage on the bulkhead line uniform with the width of her upland. By reason of canal on the east and extension of Kirk Street on the west, previously dedicated at request of the City of Miami, there was only 419 feet of bulkhead line frontage for upland ownerships aggregating 550 feet wide and the submerged land was allocated in exact proportion to the upland width. The Attorney General reviewed the objection and advised that the allocation of submerged land was equitable.

Upon motion duly adopted, the Trustees overruled the objection and confirmed sale to Mrs. Hovey at $300.00 per acre for 1.72 acres and $500.00 per acre for 1.9 acres.

MONROE COUNTY - File No. 1371-44-253.12. E. R. McCarthy on behalf of Edward Genter, abutting upland owner, offered $200.00 per acre, the established price approved by Staff Appraiser, for a parcel of submerged land in the Straits of Florida containing 0.77 acre in Section 14, Township 67 South, Range 27 East, Sugarloaf Key, Monroe County.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1372-44-253.12. E. R. McCarthy on behalf of Rudolph Drugich, abutting upland owner, offered the established price of $425.00 per acre, approved by Staff Appraiser, for a parcel of submerged land in the Straits of Florida in Section 22, Township 64 South, Range 36 East, 0.50 acre at Lower Matecumbe Key , Monroe County.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MONROE COUNTY - File No. 1386-44-253.12. C. Osment Moody, abutting upland owner, offered the established price of $300.00 per acre, approved by Staff Appraiser, for a parcel of submerged land in the Straits of Florida in Section 14, Township 62 South, Range 38 East, 0.51 acre at Key Largo, Monroe County.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

INDIAN RIVER COUNTY - File No. 1074-31-253.12. Bulkhead Line and Application.

Referred to the Trustees for formal approval was the amended bulkhead line established by the Town Council of Indian River Shores by Ordinance No. 12 dated January 9, 1962. The bulkhead line was located in the Indian River in Section 35, Township 31 South, Range 39 East, and Sections 1, 2, 11, 12 and 13, Township 32 South, Range 39 East, Indian River County.

Also, Fred R. Tuerk, riparian upland owner, applied to purchase four tracts of submerged land in Indian River in said Sections 35, 1, 2, 11, 12 and 13, comprising 352.23 acres within the bulkhead line. A large map was displayed and it was noted that mangrove and some water areas were covered, rounding out and expanding Mr. Tuerk's ownership to the bulkhead line. It was reported that applicant had offered the land for university site. Governor Bryant commented on the open water areas included and Mr. Ervin suggested that further information be furnished.

Upon motion duly adopted, the Trustees deferred action on the bulkhead line and application pending receipt of additional information.

CHARLOTEE COUNTY - The Governor and Trustees were requested to join in execution of ten-year Drilling Lease from Florida Game and Fresh Water Fish Commission to Gulf Oil Corporation covering 18,320 acres of land in Township 42 South, Ranges 23, 24 and 25 East, Charlotte County, with rental of 50¢ per acre per year, one well each 2½ years for oil, gas, sulphur, salt and/or other brines. Lease form was generally uniform with that used by Trustees in recent leases, and bids for the lease were received August 1, 1963.

Motion was made by Attorney General Ervin, seconded and adopted, that the Trustees join in execution of the lease as requested by the Florida Game and Fresh Water Fish Commission.

GLADES COUNTY - Ray D. Chamberlain requested extension of his Grazing Lease No. 1820 covering 83.35 acres of reclaimed Lake Okeechobee bottom land in Section 17, Township 42 South, Range 33 East, Glades County, lying lakeward of lessee's upland ownership. Lessee reported he had ditched, planted in grass and fenced the lease area. Lease contained 90-day cancellation clause with rental fixed at $1.00 per acre per year.

Upon motion duly adopted, the Trustees authorized three-year extension of Lease No. 1820 on the same terms and conditions.

MANATEE COUNTY - On July 31, 1962 the Trustees authorized field examination by a registered land surveyor under instructions issued by Trustees' Chief Cadastral Surveyor, to determine the character of a salt mangrove area abutting Government Lot 3 and the E½ of SW¼ of Section 23, Township 33 South, Range 17 East, Manatee County. Request for the examination was made by D. G. Haley on behalf of Mary Anne Haley Perry for the purpose of determining whether or not the subject area could be classified as sovereighty lands covered by the daily ebb and flow of the tide, or as swamp and overflow land subject to a previous patent from the United States to the State of Florida as unsurveyed land.

Freeman H. Horton, registered land surveyor of Bradenton, employed by Trustees to make the field investigation, reported that more than 95% of the subject area was covered by the daily ebb and flow of the tides, thus clearly defining the land as sovereignty tidal salt marsh, title to which was in the Trustees under the purview of Section 253.12 Florida Statutes.

Upon motion by Mr. Ervin, seconded by Mr. Larson and adopted, the Trustees confirmed the findings by Mr. Horton who made the investigation, and declared the subject area to be sovereignty lands owned by the Trustees.

ORANGE COUNTY - The Board of Commissioners of State Institutions advised that on September 17, 1963 it granted authority for the Trustees to approve an easement to Florida Power Corporation covering the East 14 feet of Lots 1 and 8, Block "A", Hill's Addition to Winter Park (state office building site), Orange County. Copy of the easement submitted recited consideration of $1.00 and other valuable considerations. The Director recommended amendment of the proposed lease form to include provision saving the Trustees harmless from damages or claims arising out of exercise of the easement.

Questions were raised as to the consideration to be paid for the easement and whether the line was for transmission or distribution.

Upon motion duly adopted, the Staff was requested to obtain additional information.

PALM BEACH COUNTY - Brockway, Weber and Brockway on behalf of First National Bank in Fort Lauderdale, as Trustee, the owner of upland in Section 9, Township 42 South, Range 43 East, Palm Beach County, requested disclaimer to two tracts of filled land in Lake Worth abutting the upland, which tracts were filled under Department of the Army Permit SAKSP 800.61 (57-104) issued May 21, 1957 as approved by the Trustees April 23, 1957 upon payment of $19,060.00 for the material used for those and other parcels filled with approval of the Trustees. Ex parte disclaimer was recommended covering 31.991 acres filled in accordance with the policy in effect in 1957 prior to passage of the Bulkhead Act.

Attorney General Ervin reviewed the policy in effect at that time in Palm Beach and Dade Counties under the Butler Act, stating that prior to passage of the Bulkhead Act June 11, 1957, there was no provision for sale of submerged land in those two counties, riparian owners had the authority to fill, construct bulkheads, docks, et cetera, out to the channel, and it was necessary to purchase from the Trustees the fill material offshore. After filling was done title was secured through issuance of disclaimer from the Trustees. Mr. Ervin pointed out that the Bulkhead Act recognized such fills and the law required the Trustees to issue disclaimers.

Upon motion by Attorney General Ervin, duly adopted, the Trustees authorized issuance of ex parte disclaimer to the applicant for handling charge of $10.00.

PINELLAS COUNTY - File No. 306-52-253.12. City of Dunedin Resolution No. 942 adopted September 16, 1963 approved and authorized construction under revised dredging and filling plans made for marina and sewage disposal plant on Dunedin Causeway (formerly Honeymoon Island Causeway). Office of the Attorney General was furnished copy of the revised plans and requested consideration by the Trustees, since the marina site would be slightly reduced under the revision by reason of no bulkhead construction and the requiring of certain sloping of the fill under water. The slight deviation of interest primarily to the City of Dunedin, was approved by the City Commission, City Attorney and Director of Public Works.

Upon motion by Attorney General Ervin, duly adopted, the Trustees granted approval of the revision as approved by the City of Dunedin.

POLK COUNTY - Upon motion by Mr. Larson, duly adopted, the Trustees approved issuance of permits with provisions as recommended by the Florida Game and Fresh Water Fish Commission to the following upland owners to remove the stated amounts of material from lake bottoms, as follows:

(1) W. Terrell Simpson, 10,000 cubic yards from Lake Hamilton to improve upland in the SW¼ of Section 8, Township 28 South, Range 27 East, for $500.00 charge.

(2) David Giddings and R. W. McKibben, 7,500 cubic yards from Lake Eloise to improve upland property in Winter Haven for $375.00 charge.

SARASOTA COUNTY - File No. 1344-58-253.12. On July 30 the Trustees authorized dedication of approximately sixteen acres of submerged land in Sarasota Bay in the City of Sarasota for municipal park purposes in accordance with request of the Resolution of the City Commission. The unrecorded dedication instrument was returned on this date and Mayor H. C. Hayo, City Engineer Kenneth Thompson and City Attorney John Wood called attention to request in the Resolution that the grant contain provisions that "municipal park purposes" would include parking area, facilities for all types of land and aquatic sports, seaquarium, accessory uses such as eating and sanitary facilities, and buildings necessary or desirable to carry out the concept of an Island Park and Marina, the right to grant concessions or leases for accessory facilities, and right to lease for not exceeding thirty years for construction of docks and other structures with provision for improvements built by private enterprise to become the property of the city upon termination of such lease. The Attorney General suggested that the proposed inclusions be considered item by item and that all long-term leases and concessions be subject to approval by the Trustees.

City representatives discussed the planned development and stated that the proposed facilities were not to be commercial ventures to finance the project (for which a bond issue had been voted) but to revitalize the community economy by providing marina and recreation area, that the language of the provisions was similar to that in a conveyance made by the Trustees to the city in 1960. A development plan was filed with the Trustees.

The Board approved provisions for parking and seaquarium, tentatively agreed to facilities for sports programs, but there was much discussion regarding accessory uses such as eating facilities and granting of concessions or leases and rights to construct docks and other structures. Mr. Kidd mentioned criteria considered necessary for public recreation areas, some of which did not appear applicable in this location. The Board was concerned about the commercial aspects, the desirability of having absolute regulation and policing by the city and provision for recapture and termination of any lease arrangement.

Upon motion duly adopted, the Trustees directed the Staff, with the assistance of the Attorney General, to draw up a new instrument of dedication to the City of Sarasota to include provisions for use of the land which would meet the concepts expressed on this date for public park purposes desired by the city and avoiding commercial aspects which might compete with private enterprise and cause objections from the public.

TRUSTEES' POLICY - Attention was called to Resolution of Florida Keys Chapter of Izaak Walton League adopted September 14, 1963 which proposed that Trustees "immediately remove from sale all underwater and tidal lands for private development or commercial exploitation."

Also, Resolution of Florida Division of Izaak Walton League adopted at meeting held August 24 and 25, 1963, proposed that the Trustees repurchase the bay bottom lands heretofore sold which remained undeveloped and held for speculative purposes.

Governor Bryant said that the Resolutions deserved the Board's full consideration but he pointed out that all state land above water had been removed from sale except in instances where it was judged to have no potential state use, that the Trustees operated under the bulkhead law which had been worked out carefully and he felt it was unwise, especially in the absence of two members, to make the categorical decision requested, that what one person called private development another considered the right to exercise riparian rights.

Attorney General Ervin felt that blanket restrictions caused difficulty, that each situation after action by the local governing body deserved investigation, which was being done by the Governor's Land Use and Recreation Committee and careful consideration on a selective basis by the Trustees.

Mr. Larson pointed out that the Board had been receptive to suggestions from conservation groups and every application stood on its own merits. The resolutions as stated went too far, in his opinion.

Upon motion by Mr. Ervin, duly adopted, the Trustees asked Mr. Kidd to meet with representatives of the Izaak Walton League to try to develop a rational understanding of the problems and concrete recommendations for achieving a policy for utilization of state lands to the maximum benefit of the people of Florida.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson, duly adopted, the Trustees approved Report No. 839 listing one bid for sale of Murphy Act land and authorized execution of deed pertaining thereto.

OKALOOSA COUNTY - Mrs. Vonnie Helms offered $60.00 for conveyance under the Hardship Act of 6 lots certified to the State of Florida, described as Lots 7, 9, 10, 11 and 12 of Block 2 and Lot 22 of Block 3, Morris Addition, Baker, Florida. Applicant was the daughter and heir of former owner on June 9, 1939.

Upon motion by Mr. Larson, duly adopted, the Trustees approved conveyance under Chapter 28317, Acts of 1953, for the price offered.

Upon motion duly adopted, the Trustees adjourned.

Bryant
GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
October 8, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion by Mr. Larson, duly adopted, the Trustees approved minutes of the meetings of September 17 and 24, 1963, which were approved by the Attorney General and copies furnished to each member.

LAND SALES

MARTIN COUNTY - File No. 1300-43-253.12. On August 20 the Trustees authorized advertisement for objections only upon application by Perry Boswell, Jr., abutting upland owner, who offered the appraised price of $302.48 per acre for purchase of two contiguous parcels of submerged land in the Indian River in the Town of Sewall's Point within the established bulkhead line in Section 12, Township 38 South, Range 41 East and Section 7, Township 38 South, Range 42 East, containing 11.71 acres, more or less, in Martin County. Notice of sale was published in The Stuart News, proof of publication filed, and no protest received. Central and Southern Florida Flood Control District and the Board of County Commissioners filed waiver of objections.

Upon motion adopted without objection, the Trustees confirmed sale of the land to the applicant at the appraised price.

GLADES COUNTY - File No. 1332-22-253.36. On September 17 the Trustees approved sale of 1.16 acres of reclaimed Lake Okeechobee bottom land in Sections 22 and 27, Township 40 South, Range 32 East to Olen Rhymes, subject to determination by the Attorney General that the state road between the Rhymes upland and 1.16 acre parcel did not extinguish any preferential or riparian rights attaching to applicant's upland. Opinion of the Attorney General was that existence of the road was not considered to interfere with the statutory preference or riparian rights.

Upon motion duly adopted, the Trustees confirmed the sale without advertisement or public sale, at the appraised price of $689.70 for the parcel.

APPLICATIONS FOR LAND

The following five applications were presented from abutting upland owners for purchase of submerged lands riparian to their upland ownerships:

1. BREVARD COUNTY - File No. 1271-05-253.12. Robert S. Campbell offered the appraised price of $943.90 per acre for a parcel of submerged land in the Indian River in Section 14, Township 30 South, Range 38 East, containing 1.9 acres within the established bulkhead line.

2. BREVARD COUNTY - File No. 1384-05-253.12. The Board of Public Instruction of Brevard County, represented by Stolar and Muchnick, offered the appraised price of $1494.12 per acre for purchase of a parcel of submerged land in the Indian River in Section 10, Township 22 South, Range 35 East, containing 0.74 acre in the City of Titusville within the established bulkhead line.

3. DADE COUNTY - File No. 1263-13-253.12. Edward F. Zimmerman et al, represented by Starr W. Horton, offered the appraised price of $391.00 per acre for a parcel of submerged land in the Atlantic Ocean in Section 27, Township 58 South, Range 41 East, Old Rhodes Key in the City of Islandia containing 23.0 acres within the established bulkhead line.

4. MONROE COUNTY - File No. 1378-44-253.12. Cayo Lago Development Corporation offered the appraised price of $235.00 per acre for a parcel of submerged land in Broad Creek in Section 32, Township 58 South, Range 41 East, containing 87.75 acres within the area bulkhead line.

5. Palm Beach County - File No. 1393-50-253.12. George F. Brockway on behalf of the Estate of Anton B. Twingstrand, abutting upland owner, offered the appraised price of $1573.40 per acre for a parcel of sovereignty land in Boca Ratones Lagoon in Section 16, Township 47 South,Range 43 East, containing 2.106 acres lying between the meander lines.

Upon motion by Mr. Larson, seconded and adopted, the Trustees authorized the five parcels advertised for objections only.

INDIAN RIVER COUNTY - File No. 1223-31-253.12. First Realty Associates, Incorporated, abutting upland owner, on November 6, 1962 offered $100.00 per acre for purchase of a tract of 157.32 acres, in the Indian River in Sections 4 and 9, Township 31 South, Range 39 East, within the established bulkhead line, being approximately 16 acres of submerged area within the over-all tract part of which was landward of the United States survey meander, in private record ownership, and also to clear title to the remainder which was mangrove marsh land exposed at normal high water. On this date offer of $200.00 per acre was presented, the increase in price recommended by the Staff Appraiser.

Also, File No. 1362-31-253.12. Henry G. Simmonite on behalf of The Rio Corporation, riparian upland owner, offered $200.00 per acre for a tract of sovereignty land attached to applicant's upland containing 168.18 acres in Sections 3 and 4, Township 31 South, Range 39 East, in the Indian River within the established bulkhead line.

The following information was applicable to both applications. The areas sought were attached to applicants' uplands, some portions being of the character of swamp and overflowed land enuring to the State of Florida under the Act of Congress approved September 28, 1850, and other portions tidal swamp, sovereignty in character. At the request of the U. S. Fish and Wildlife Service a "formal examination" was made recently by the U. S. Bureau of Land Management which concluded that the subject area was public land, swamp in character, which existed in 1845 and 1859, not tidal but erroneously omitted from the official U. S. Survey, and that "although these lands are swamp in character, title thereto has not passed to the State" and that the same were subject to use by the U. S. Fish and Wildlife Service under an Executive Order No. 1014 of January 26, 1909. The Trustees' Staff was not in agreement with the conclusion that the subject area was public land or swamp and overflow lands in 1845 or 1859 since there was no indication that the "formal examination" considered the fact that the level of the Indian River was changed by the artificial creation of Sebastian Inlet. One or more inches in reduction of normal water level would change the character of sovereignty, tidal shallows to the character of swamp and overflowed public land. Staff did not agree that title to any swamp and overflowed lands of 1845 had not passed to the State since the Act of Congress of 1850 stated that such lands "shall be and the same are, hereby, granted to said State." If title passed to the State the lands were not subject to use by the U. S. Fish and Wildlife Service under the 1909 Executive Order. The Regional Supervisor, Branch of Realty, U. S. Fish and Wildlife Service, in a letter March 2, 1962 held concerning mangrove in Charlotte County that "Although

President Theodore Roosevelt's Order applied to a vast area of unsurveyed mangrove islands and tidelands we were advised by the Bureau of Land Management in 1950 that such were probably vested in the State of Florida and were not subject to such an Order" and "A survey in 1954 revealed 20.24 acres of land to be public domain of the United States. The remainder is property of the State of Florida."

The office of the Attorney General reviewed the matter in detail and processing of the applications, with notice to the U. S. Fish and Wildlife Service and Bureau of Land Management, was suggested in order that the legal status of the State's right to the lands and right to dispose of the lands might be clarified.

It was so ordered.

PALM BEACH COUNTY - Okeelanta Sugar Refinery, Incorporated, offered $220.00 per acre for that part of Section 9, Township 45 South, Range 35 East which was west of right of way of Miami Canal, 308.53 acres, subject to the unexpired ten-year lease dated October 26, 1962, held by Brown Sugar Corporation. The offer was uniform with the high bid received at sale on June 25, 1963, of the adjacent unencumbered Section 8, Township 45 South, Range 35 East.

The land was in an area approved by the Governor's Committee on Recreational Development for sale or other disposition. The applicant firm advised that it was negotiating for purchase of other lands west of its mill-site.

The State Board of Education on this date authorized advertisement for competitive bids for its land adjoining Trustees land on the north.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized the land advertised for competitive sale.

INDIAN RIVER COUNTY - File No. 1074-31-253.12. Bulkhead Line and Application.

Deferred on September 24 and presented on this date for further consideration was the bulkhead line amended by the Council of the Town of Indian River Shores by Ordinance No. 12 dated January 9, 1962, located in Section 35, Township 31 South, Range 39 East and Sections 1, 2, 11, 12 and 13, Township 32 South, Range 39 East.

Also, Jack Jennings was present on behalf of application by Fred R. Tuerk, riparian upland owner, to purchase four tracts of submerged land comprising 352.23 acres, more or less, in the Indian River in the above sections, within the amended bulkhead line. Staff Appraiser reported a value of $150.00 per acre for the land.

Upon motion by Mr. Larson, seconded and adopted, the Trustees formally approved the amended bulkhead line adopted by the Town of Indian River Shores on January 9, 1962, and authorized the submerged land applied for by Mr. Tuerk to be advertised for objections only.

BULKHEAD LINES

MARTIN COUNTY - On July 2 the Trustees deferred action for reports by Engineer Kidd and the State Board of Conservation concerning (a) proposed revised bulkhead line fixed June 12, 1962 by Resolution of the Board of County Commissioners of Martin County and (b) proposed revised bulkhead line fixed by Town Council of Ocean Breeze Park by Ordinance No. 7 passed June 15, 1963. The original bulkhead line fixed throughout, before the municipality was incorporated, was 250 feet offshore from mean high water. The town adopted a line 1000 feet offshore and the Martin County unit was from a point 250 feet offshore at the Jensen Bridge to the north end of the town's proposed line.

Board of Conservation report of July 18, 1963 recommended that the bulkhead line be held to 250 feet offshore with dredging confined to water depths of six feet or more. Report of investigation made under direction of Trustees' Engineer called attention to an area previously filled to 600 feet offshore and suggested that such distance offshore would be equitable. Drawing attached to the report showed the suggested line beginning 250 feet offshore at Jensen Bridge and running in a straight course to meet a line 600 feet offshore at the Town of Ocean Breeze Park, which would cut off 400 feet of the town's proposed extension.

Senator Evans Crary pointed out that the trailer park should be allowed to expand in the interest of tourism, that construction of required facilities would not be economically feasible for an area extended less than 800 feet, that the river was wide, the water shallow, and the economic advantages would outweigh any displacement of wildlife.

In view of the conservation aspects, the Attorney General felt that the bulkhead lines should be referred back to the local govering bodies for shortening the extension to even less than 600 feet offshore.

Upon motion by Mr. Ervin, seconded by Mr. Larson and adopted without objection, the Trustees deferred action for the bulkhead lines to be referred back to the Town of Ocean Breeze Park and Martin County for consideration of the Board's suggestion that the extension of their respective units of the lines be reduced.

BREVARD COUNTY - Referred to the Trustees for formal approval was the amended bulkhead line established by the Board of County Commissioners of Brevard County in meeting September 19, 1963. The line was located in the Indian River westerly of uplands in Section 7, Township 30 South, Range 39 East. The proposed development plan of the upland owner, Louis B. Bills, was submitted for examination.

Upon motion by Mr. Larson, duly adopted, the Trustees formally approved the amended bulkhead line fixed by Brevard County on September 19, 1963.

MISCELLANEOUS

DADE COUNTY - Notices were issued to the applicants, the county and others, advising of consideration by the Trustees on this date of applications by the City of Islandia for causeway across Biscayne Bay and by Seadade Industries, Incorporated, for a ship channel to serve port and industrial development. The review and report of the Trustees' Staff was read, as follows:

APPLICATIONS OF ISLANDIA AND SEADADE

> The Board of County Commissioners of Dade County, Florida, adopted Resolution No. 8626 on May 14, 1963, which resolution submitted to the Trustees their recommendations with respect to the applications, now pending before the Trustees, of the City of Islandia for an easement for a right of way on which to construct a causeway from the mainland to the offshore islands. Also included in this resolution were the recommendations of the Dade County Commissioners concerning the application, now pending before the Trustees, of Seadade Industries, Inc., for construction of deep-sea port and ship channel from this port across lower Biscayne Bay

to the Atlantic Ocean. In addition to recommendations as to the alignment of the causeway and the channel, this resolution contained suggestions as to disposition of the fill material resulting from the construction of the channel and a request that the Trustees impose such conditions and restrictions for construction of these projects as might reasonably be required to prevent any adverse effect upon tidal action, marine life or other detrimental effects upon the natural environs of Biscayne Bay. The staff respectfully submits the following recommendations as to the formal proposals contained in subject Resolution No. 8626 of Dade County Commissioners:

1. ALIGNMENT OF THE SEADADE CHANNEL.

It is the feeling of the staff that the ship channel should take off in the Northerly area of the port facility and enter the Atlantic Ocean just North of the Ragged Keys rather than through Lewis Cut, as shown on location map attached to subject resolution. This route eliminates the damages which would accrue to Islandia by the separation which would result by routing the channel through Lewis Cut. It has the additional advantage of granting full recognition to the riparian rights of the upland owners in Islandia who might be adversely affected by the Lewis Cut alignment. In further support of this route, we feel it will make it more feasible from an engineering point of view to provide for a common crossing of the Intracoastal Waterway and the ship channel, which enhances the economic feasibility of both projects.

2. ALIGNMENT OF THE ISLANDIA CAUSEWAY.

We are in substantial agreement with the location or alignment as proposed by the map attached to the Dade County Resolution No. 8626, heretofore mentioned, West of the Intracoastal Waterway; the alignment East of the Intracoastal Waterway to be generally parallel to and within a distance not in excess of one mile of the ship channel, insofar as is feasible, except in the area which the causeway terminates on Sands Key.

The common crossing of both the Intracoastal Waterway and the ship channel should be well offshore from both Islandia and the mainland to provide adequate space for proper engineering designing to ramp the approaches to the high-level bridge which would be required for this crossing. The exact alignments of the causeway and ship channel would of necessity have to be predicated on acceptable engineering considerations, with both projects being planned concurrently, and with such collaboration and consultation as is deemed necessary to assure the success of both projects.

3. IN THE EVENT the Trustees view with favor the general recommendations as above outlined, the parties at interest would be expected to operate within the framework of the following requirements.

4. DISPOSITION OF FILL MATERIAL.

(a) Causeway. We suggest that Seadade should be required to fill to the roadway in all designated locations which lie within one mile of the excavation for the ship channel. Seadade would be reimbursed for added pumping costs for fill placed on the roadway where the distance is in excess of one mile.

(b) Surplus spoil material west of the Intracoastal Waterway shall accrue to Seadade and may be used to fill the submerged land in the port property which has been purchased from the Trustees. Spoil material secured from the ship channel dredging operations used in filling the upland port property of Seadade shall be paid for at the standard rates and these costs may be credited against charges incurred as a result of pumping costs for placing spoil material on the causeway roadway at distances in excess of one mile as heretofore mentioned.

(c) All spoil material resulting from dredging the ship channel Easterly of Islandia is considered as excess and a nuisance, and will be disposed of by Seadade; provided, however, that no spoil islands, hindrances to navigation or operations which would induce erosion as a result of the disposition of this spoil material, will be permitted.

5. ALLOCATION OF BRIDGE COSTS.

We recommend that the costs of the high-level bridge which will provide a common crossing of the Intracoastal Waterway and the ship channel, should be prorated as follows:

(a) Islandia to be obligated to pay full estimated cost of a low-level bridge, which would be required for crossing the Intracoastal Waterway in the absence of the need for crossing the proposed ship channel.

(b) The estimated cost of the high-level bridge, required for common crossing of the Intracoastal Waterway and the ship channel, less the cost of the low-level bridge as stated in item (a) above, shall be the obligation of both Islandia and Seadade to be shared equally.

(c) This distribution as to costs of the high-level bridge is deemed justified by reason of the benefits which will accrue to Islandia as a result of the fill to be placed on Causeway by Seadade.

6. APPLICATION OF PATSAND TO CONSTRUCT CAUSEWAY TO ISLANDIA.

It is the feeling of the staff that this application should be rejected since it is our feeling that the construction of a causeway to Islandia should be the responsibility of a public governmental agency.

7. PUBLIC BENEFITS TO BE DERIVED FROM THESE PROJECTS.

The staff feels that the Islandia Causeway offers excellent prospects for public recreation areas and staff strongly urges the Trustees to prescribe ample protection of these areas by proper instrument of dedication prohibiting any of these causeway areas from being diverted to private commercial uses.

8. FACTUAL EVALUATIONS.

These recommendations from the staff are predicated upon what we feel is a fair and reasonable evaluation of the pertinent correspondence and documents on file and a careful review of the testimony and exhibits submitted at the public hearing held on June 18, 19, 1963, in the Dade County Auditorium, as directed by the Trustees on May 28, 1963, relating to these applications. It also should be pointed out that the staff has had numerous conferences with representatives of both applicants and many conferences have been held by the staff in an honest and conscientious effort to provide some helpful guidance to the Trustees, looking toward the proper disposition of the numerous controversial issues involved in these applications.

It is our conclusion that the common crossing of the Intracoastal Waterway and the ship channel at one point is economically feasible and is practical from an engineering point of view. With respect to the apprehension which has been expressed concerning the dangers and adverse effects which the Seadade Project may have on the marine life and its possible detrimental effects upon the natural environs of Biscayne Bay, it is our feeling that the Dade County anti-pollution regulation will provide adequate safeguards, properly enforced and complied with by Seadade.

9. Mr. William R. Kidd, Engineer for the Trustees, suggests a further requirement be imposed on Islandia, which is not concurred in by the other members of the staff, due primarily to the difficulties and uncertainties which would be encountered in implementing these requirements which involve extinguishment and surrender of private property rights as now vested.

Mr. Kidd suggests that the alignment of the roadway on Islandia be relocated along the Easterly shore of the islands, and that no construction or development be permitted in the area between the roadway and the Atlantic Ocean. This new alignment would have the result of providing the following public purpose benefits:

(a) Public access to the Atlantic Ocean.

(b) Possible scenic highway to connect with the upper Keys as a part of long-range planning for this area.

(c) Provide protection for the marine life along the shell reef area.

(d) Enhance the financial feasibility of the Islandia Causeway Project by increasing the flow of traffic.

10. CAUSEWAY AND BRIDGE SPECIFICATIONS.

All causeways and bridges in the Islandia to meet standards of Florida State Road Department.

11. PROCEDURE SUGGESTED IF EITHER APPLICANT FAILS TO PROCEED WITH PROJECT.

In the event either Islandia or Seadade is unable or is unwilling to proceed with construction of its project in accordance with the final determination of the Trustees, it is suggested that such failure of the one should not interfere with the other. It is assumed that in such event appropriate modifications would be required concerning the determination made by the Trustees as to these applications.

* * * * * *

Proponents of the projects included Mayor Luther L. Brooks and Attorney Jack Watson for the City of Islandia; Tom Maxey, owner of land in Islandia; James D. Bush, Jr., representing Seadade Industries, Inc., Harold A. Scott of Reynolds, Smith & Hills, Engineering Consultant to Seadade; Senator Harry Stratton and others. Letters and wires urging favorable consideration were filed from Representative Leo A. Furlong, several members of South Dade Council,Miami Dade Chamber of Commerce and E. E. Nelson of Aerojet-General Corporation.

Objections were presented from the Florida Izaak Walton League (by wire), W. R. Lazarus representing the Safe Progress Association and several other conservation groups, and E. B. Chamberlain of the United States Fish and Wildlife Service. Request was made for delay of action until a complete ecological survey was made of the area to determine the effect dredging would have on the natural resources in Biscayne Bay. It was stated that consideration was being given to use of the islands for a national park.

Maps were displayed on which were indicated the alignment recommended by the Trustees' Staff for the ship channel and causeway, the causeway right of way applied for by Islandia and the route laid out by Seadade in its ship channel application. Mr. Bush told of original plans, engineering studies made, changes resulting from many conferences and the latest route based on recommendations of Dade County, from the port site across Biscayne Bay through Lewis Cut between Boca Chita and Sands Keys to the Atlantic Ocean. Because of the increased cost and greater channel maintenance work, he said, the company could not accept the route recommended by the Staff. Mr. Scott, and also Senator Stratton, pointed out the economic value to the area of the deep water port and channel and the added hazard of a curve in the channel route.

Mayor Brooks and Mr. Watson, for the City of Islandia, approved the route recommended by the Staff.

Attorney General Ervin said that the private corporation, in effect, would be gaining rights and lands of the State and should make every effort to accede to the requested alignment change in order to cooperate with the related public causeway project, that the Trustees tried to balance public and private rights and to evaluate conservation, marine and economic factors in making a decision in the public interest and depended on the Staff for recommendation.

Upon motion by Mr. Ervin, duly adopted, the Trustees took under advisement the determination of a reasonable and feasible solution, and urged Seadade Industries, Inc., to yield as far as possible in cooperation with the causeway project in the public interest.

CHARLOTTE COUNTY - Upon motion duly adopted, the Trustees authorized refund to Punta Gorda Isles, Inc., in the amount of $137.69 which was overpaid by the firm in paying the amount due on October 1, 1963 as balance due on Contract No. 23169(1132-08).

CHARLOTTE COUNTY - Upon motion by Mr. Larson, duly adopted, the Trustees granted to the West Coast Inland Navigation District an easement over a parcel of submerged land in Gasparilla Sound in Section 13, Township 42 South, Range 20 East, Charlotte County, for use as a spoil area in construction of the West Coast Intracoastal Waterway.

COLLIER COUNTY - A. P. Ayers applied for five-year campsite lease of an offshore sand bar in the Gulf of Mexico at Latitude 25°50'30" South, Longitude 81°40'7.5" West, containing approximately three acres about three-fourths mile southeast of Cape Romano.

Upon motion by Mr. Larson, duly adopted, the Trustees approved five-year lease for campsite purposes only, at $75.00 per year rental, subject to 120-day cancellation clause and provision saving Trustees harmless from any claim of damage arising from flooding or changes of water level.

DADE COUNTY - Upon motion by Mr. Conner, duly adopted, the Trustees granted perpetual right of way easement to the Florida Inland Navigation District, on behalf of the United States of America, over a small parcel of submerged land in Dumfoundling Bay in Section 11, Township 52 South, Range 42 East, Dade County.

DADE COUNTY - Metropolitan Dade County on behalf of the United States requested perpetual easement for right of way for Baker's Haulover Inlet Channel between the Intracoastal Waterway right of way and the Atlantic Ocean over submerged bottoms in Dade County, title to which is in the Trustees of the Internal Improvement Fund.

Upon motion by Commissioner Conner, duly adopted, the Trustees granted to the United States easement covering such interests as the Trustees might hold in said submerged lands and subject to all riparian and other legal rights of private owners.

GULF COUNTY - The Clerk of the Circuit Court of Gulf County, on behalf of H. D. Grinslade as owner of Lots 5 and 6 in Block 2 Ida Griffin's Addition to Wewahitchka, requested quitclaim of the lots from the Trustees. The lots vested in the State of Florida under the Murphy Act and were conveyed to C. C. Land by Gulf County Murphy Act deed No. 7 dated November 4, 1940. Under a city tax foreclosure Master's Deed was issued to the City of Wewahitchka November 14, 1933 and on November 28, 1940 the city sold the lots to C. C. Land but, according to two members of the City Commission as of November 28, 1940, it was the intent of the city to sell the lots to Carrie Rhames and the city did on April 7, 1941 issue deed to Carrie Rhames whose interest subsequently vested in H. D. Grinslade. On November 30, 1946 C. C. Land and wife quitclaimed the lots to the Trustees (for $1.00 "and other good and valuable consideration") but no refund was made, the quitclaim having been made and recorded without the knowledge of the Trustees' Office. It was believed the intent was to revest the State with the Murphy Act title sold to Mr. Land in 1940.

The record disclosed no failure of title and the Director felt that any authorization for issuance of quitclaim should be conditioned upon Mr. Grinslade obtaining and filing written waiver of objection by C. C. Land.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of quitclaim deed with the condition recommended, for $10.00 handling charge.

LEE COUNTY - Upon motion by Mr. Larson, duly adopted, the Trustees granted easement to the West Coast Inland Navigation District over three separate parcels of submerged land in Charlotte Harbor in Sections 12 and 13, Township 43 South, Range 20 East, Lee County, for use as spoil areas in the construction of the West Coast Intracoastal Waterway.

MONROE COUNTY - The City of Key West raised question as to whether the status of its title to 91.3 acres of submerged land in Garrison Bight hindered the State Road Department in construction of causeway and bridge across a portion of the tract. Records of the Trustees showed that the city offered $40 per acre but sought the land for public purposes and requested the Trustees to require payment of only $10 per acre as the share of the State School Fund, which proposal was approved November 19, 1946 and the sale advertised. Sale was confirmed January 14, 1947 "upon terms heretofore agreed upon, the deed to contain reversion clause in event the land should ever be used for other than public purposes." On April 11, 1947, Deed No. 19259 in favor of the city was issued without expressed use limitation.

The City of Key West planned to receive bids on October 9 for lease of approximately 15.3 acres of the tract for marina and other operations for a sixty-year term with option to lessee to renew or extend for an additional 39 years. Rental contemplated was a percentage of gross receipts from lessee's operation, the improvements to vest in the city on lease termination. The city provided a master development plan which committed lessee to construct (1) piers, berths and catwalks for at least 75 vessels, (2) one pier equipped to serve as a marine fueling facility, and (3) a public landing area for visiting vessels, cost to aggregate not less than $120,000 with performance bond of $50,000 to guarantee construction of marina and allied improvements. City advised that at least double the $120,000 investment would be necessary in order to have an efficient, profitable operation.

The Attorney General suggested amendment of the deed to include public purpose clause which the Road Department would not be expected to object to since the deed was given for public purposes; that the amended deed might make specific reference to the construction of causeway and bridge and the marina; and that the Trustees should review and approve the lease terms and design of initial installations under the proposed lease.

In event the Trustees should approve the long term lease of 15.3 acres, Staff recommended that lease provisions be subject to approval by the Attorney General, that authorization be given for amendment of Deed No. 19259 to set forth the public purpose and reversion provision as provided for in the minutes of January 14, 1947, such amendment to be developed by the Staff, Attorney General and the City of Key West, and to include reference to the State Road causeway and bridge and the proposed marina lease.

Upon motion by Treasurer Larson, adopted without objection, the Trustees approved the recommendations of the Staff subject to all details being worked out by the Attorney General.

PALM BEACH COUNTY - Central and Southern Florida Flood Control District requested easement covering additional right of way for construction of Lake Okeechobee Levee L-D2 over a strip of land owned by the Trustees in Pelican Bay in Sections 1 and 12, Township 43 South, Range 36 East and in Section 7, Township 43 South, Range 37 East. The parcel of sovereignty land 20 feet wide easterly of and parallel and adjacent to the present easterly right of way line of said levee was formerly included in right of way granted to the State Road Department for State Road 715 construction and was released by the Road Department by quitclaim.

Upon motion by Commissioner Conner, duly adopted, the Trustees granted to Central and Southern Florida Flood Control District easement over the land requested.

PINELLAS COUNTY - File No. 1349-52-253.124. On July 30 the Trustees confirmed sale of 0.4139 acres of submerged land to Union Trust Company as Trustee and approved fill permit which was granted by Pinellas County Water and Navigation Control Authority on June 13, 1963 subject to sale of the land by the Trustees. On September 19, 1963 the Pinellas County Authority issued fill permit No. PF202 to the same permittee for 0.428 acre parcel of land.

Upon motion duly adopted, the Trustees formally approved the fill permit issued by the county on September 19, 1963.

SARASOTA COUNTY - Presented for further consideration was the proposed dedication of submerged land in Sarasota Bay to the City of Sarasota for a municipal island park and marina. The text for the dedication, as prepared with the assistance of the Attorney General to include provisions for use which would meet concepts expressed for public park purposes and avoid commercial aspects, recited that municipal park and recreational purposes should include, but not be limited to, parking area, seaquarium, facilities for sports programs including aquatic sports, buildings, and docks, including sanitary facilities necessary or desirable to construct and operate a marina.

The City of Sarasota requested that the dedication be expanded to include "along with restaurant and food service facilities as are reasonably incident to the conduct of an island park and marina." The text submitted by the city would allow grant of concessions and leases for facilities built or to be built for a period not in excess of 30 years, all concessions subject to strict regulation, all improvements to vest in city upon termination of concession, and with provision for termination of dedication in event of failure to maintain the premises for municipal park and recreational purposes.

Mr. Larson expressed the opinion that food service of the snack bar type would come within the Board's concept for public park purposes, but not restaurants. It was brought out that the site was near privately operated commercial food service establishments.

The matter was referred to the Staff and the office of the Attorney General to contact the city and work out agreeable provisions for the dedication instrument.

TRUSTEES' FUNDS - The Director requested authority for expenditure of Trustees' funds in the amount of $8,950.00 as their part of the continuing cooperative agreement with the United States Geological Survey program of investigation of water resources of important lakes in Florida for the 1963-1964 fiscal year. The Trustees' contribution plus an amount of $8,700.00 contributed by counties and local agencies, a total of $17,650.00, would be matched by funds from the Federal Government.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized participation in the cooperative agreement with the U. S. Geological Survey for the fiscal year commencing July 1, 1963, on the basis shown above.

CAPITOL CENTER - The Coordinator of State Institutions, Terry C. Lee, reported sale of a small wood frame building about ten by twelve feet, near the southeast corner of the new State Building on Bronough Street, to Albritton-Williams, Inc., for $25.00. Approval by the Trustees was recommended since this was the only offer of purchase.

Also, Mr. Lee requested confirmation of sale of an old house at 615 Bronough Street to Henry A. Estes for $50.00 subject to posting cash bond of $300.00 to guarantee removal within 30 days from October 2nd.

Upon motion duly adopted, the Trustees approved sale of the two structures in the Capitol Center as handled by the Coordinator.

TRUSTEES' FUNDS - Capitol Center. The office of the Attorney General advised that negotiations had been conducted for purchase of Lot 257, Original Plan of Tallahassee, for $42,500.00 which was less than the appraised value. Owners were Jack Whidden, et al.

Upon motion duly adopted, the Trustees authorized payment of $42,500.00 from Trustees' funds for purchase of the described property.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 840 listing one bid for sale of Murphy Act land, and authorized execution of deed pertaining thereto.

BREVARD COUNTY - Refund. Upon motion duly adopted, the Trustees authorized refund in the amount of $10.00 to Thomas L. Henderson for the reason that the State Road Department did not recommend release of the state road right of way reservation contained in Brevard County Murphy Act Deed No. 1296.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* * *

Tallahassee, Florida
October 15, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meeting on October 8, 1963, which were approved by the Attorney General and copy presented to each member.

DADE COUNTY - File No. 1390-13-253.12. Sidney L. Weintraub on behalf of Clara Weintraub, abutting upland owner, offered the appraised price of $336.00 per acre for a 12-acre parcel of submerged land in Biscayne Bay in Sections 21 and 28, Township 58 South, Range 41 East, Old Rhodes Key, City of Islandia, Dade County, within the established bulkhead line.

Upon motion by Mr. Green, duly adopted, the Trustees authorized advertisement of the parcel for objections only.

DADE COUNTY - File No. 1263-13-253.12. On behalf of Edward F. Zimmerman whose application for a 23-acre tract of submerged land at Old Rhodes Key, City of Islandia, Dade County, was considered on October 8, request was presented by W. Dexter Douglass for reduction of the $391.00 per acre value which was assigned by Trustees' Appraiser in 1963 after review of established price of $235 per acre which was quoted in November 1962 to Starr W. Horton, attorney who filed application on January 11, 1963 for Mr. Zimmerman. In March Mr. Horton requested reconsideration of the price increase and suggested $300 per acre. Mr. Douglass of Tallahassee, employed to seek reduction of price, was not notified of consideration on October 8 since it appeared that Mr. Horton's letter of August 29 stating that applicant desired to complete purchase implied acceptance of the appraised value.

Mr. Douglass said his client felt he was entitled to rely on the price quoted to him in November and objected to the appraiser's use of enhancement of upland already owned by applicant as basis for fixing price. The Trustees' Appraiser explained other factors involved, including the declining market at time of the first appraisal and higher prices in several recent sales in the vicinity. Mr. Douglass requested the Board to secure a neutral appraiser to make another evaluation.

Comptroller Green was not willing to change his position of requiring appraised value for State lands. Attorney General Ervin said the Board had previously adhered to appraised values and he did not recommend establishing a precedent of calling for additional appraisals.

Upon motion by Mr. Larson, unanimously adopted, the Trustees declined the request for price reduction and agreed to sell only on the basis of the appraised value, subject to advertisement for objections only.

GLADES COUNTY - File No. 1331-22-253.36. George S. Brockway offered the appraised price of $355.00 per acre for a parcel of reclaimed lake bottom land in Lake Okeechobee in Section 3, Township 40 South, Range 33 East, Glades County, containing 0.656 acre adjacent to applicant's upland property.

Upon motion by Mr. Larson, seconded by Mr. Green and adopted, the Trustees approved conveyance of the parcel to the applicant without advertisement in accordance with the policy for sale of reclaimed lake bottoms.

GLADES COUNTY - File No. 1388-22-253.36. Brockway, Weber & Brockway on behalf of L. Phillips Clarke, abutting upland owner, offered the appraised price of $355.00 per acre for a parcel of lake bottom land in Lake Okeechobee in Section 3, Township 40 South, Range 33 East, Glades County, containing 1.62 acres adjacent to applicant's upland property.

Upon motion by Mr. Larson, duly adopted, the Trustees approved conveyance of the parcel to the applicant without advertisement in accordance with the established policy for sale of reclaimed lake bottoms.

PALM BEACH COUNTY - File No. 661-50-253.12. Brockway, Weber and Brockway on behalf of Charles G. Hays made application for a disclaimer under Section 253.129 Florida Statutes to a parcel of land containing 0.269 acre, more or less, filled prior to June 11, 1957 in Lake Worth in Section 27, Township 43 South, Range 43 East, City of West Palm Beach, Palm Beach County, said parcel being subject to right of way easement for Flagler Drive.

Also, application was made for purchase of a parcel of submerged land in City of West Palm Beach lying easterly of and abutting the parcel of filled land above, lying within the originally established bulkhead line (1957), containing 0.604 acre at the appraised price of $2995.50 per acre, the area appraisal in 1960, price confirmed by Staff Appraiser. Application was filed in 1960 but without offer of the appraised value. In September 1961 the City of West Palm Beach requested deferment of sales and on September 23, 1963 passed ordinance revising its previously established bulkhead line, which revision was awaiting action by the Trustees. The proposed revised line did not change the offshore limit for extension of the Hays lot.

Upon motion by Mr. Green, seconded by Mr. Larson, the Trustees authorized issuance of the disclaimer for $10.00 handling charge and approved the purchase application for advertisement provided it was clearly understood that processing in accordance with previously established and approved line did not in anywise prejudice the proposed revised bulkhead line.

DUVAL COUNTY - By Resolution adopted October 8, 1963, the City Commission of Jacksonville requested dedication of the submerged land in the St. Johns River southerly of existing right of way of Liberty Street and northerly of established bulkhead line, containing 0.75 acre, more or less, situate in J. Bellamy Grant in Section 38, Township 2 South, Range 26 East, Duval County, for extension of Liberty Street to the bulkhead line.

Upon motion by Mr. Green, duly adopted, the Trustees authorized dedication of the submerged parcel to the City of Jacksonville for municipal and public street purposes.

DUVAL COUNTY - By Resolution adopted October 7, 1963 the Board of County Commissioners of Duval County requested conveyance to the county of the submerged lands in the St. Johns River lying between county-owned upland in the City of Jacksonville on which the Duval County Court House was located and the established bulkhead line. The parcel applied for was described as 7.60 acres, more or less, of submerged lands in the St. Johns River southerly of Doggetts Water Lots 1, 2, 3 and 4 and Doggetts Water Lots 11, 12 and 13 and northerly of the established bulkhead line situate in Z. Hogans Grant in Section 39, and in J. Bellamy Grant in Section 38, Township 2 South, Range 26 East, in Duval County. The land was desired for public purposes, including a permanent public parking facility on piers, which would entail expenditure of large sums to be provided by an ad valorem supported bond issue and therefore fee simple title was requested.

Staff recommended grant for the public purpose subject to reversion, at option of the Trustees, in event of three years non-use for public purposes only or in event of conversion to other uses and that the land be dedicated for the purpose pending advertisement for objections to conveyance to the limited use and subject to reversion, the county to reimburse the cost of advertisement and mailing of notices.

Upon motion by Mr. Green, duly adopted, the Trustees accepted the recommendation for dedication and advertisement of the land applied for by Duval County.

MISCELLANEOUS

ALACHUA AND MARION COUNTIES - Request was made by the Board of County Commissioners of Marion County for permission to place boulders in the sink hole in Orange Lake near the Tom Dubois Fish Camp in an effort to prevent drainage of the lake through the sink.

The Florida Board of Conservation advised that its Geologist and Director of the Division of Water Resources agreed that there was little possibility of controlling the loss of lake water by plugging the sinkhole but that there appeared no possibility of damage which would result from filling the sink.

The Board of County Commissioners of Alachua County consented to the work.

Upon motion duly adopted, the Trustees waived objection to the proposed operation.

CLAY COUNTY - Dr. W. A. Weaver applied for permit to dredge 1000 cubic yards of material from bottoms of Doctor's Lake in Clay County, to be deposited upon his upland property.

Upon motion by Mr. Larson, duly adopted, the Trustees granted permit to take the fill material requested for $50.00 charge, subject to compliance with recommendations of the Game and Fresh Water Fish Commission.

DADE COUNTY - Upon motion duly adopted, the Trustees granted to Florida Inland Navigation District on behalf of the United States a perpetual right of way easement over a small parcel of submerged land in Biscayne Bay in Section 14, Township 52 South, Range 42 East, Dade County, required in order to ease a bend in the channel of the Intracoastal Waterway.

HIGHLANDS COUNTY - Frank E. Bryant on behalf of client applied for disclaimer of S½ of SW¼ of SW¼ and 5.5 acres in N½ of SW¼ of SW¼ of Section 14, Township 39 South, Range 29 East, Highlands County, to evidence that the Trustees do not assert title to the land nor the oil and minerals by reason of issuance on December 30, 1944 of Lease No. 396 to Humble Oil and Refining Company which was terminated February 14, 1949. The lease purported to cover reserved oil and minerals in 559.5 acres previously sold by Trustees, but the records show no gas and minerals reserved by the Trustees in their sales and parts of the area were transferred into private ownership by direct patents from the United States. Other lands in the lease were in Sections 7, 13 and 16, Township 39 South, Range 29 East.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of disclaimer without charge covering the 559.5 acres insofar as any interest of the Trustees might appear by reason of issuance of said lease.

MARTIN COUNTY - Upon motion by Mr. Green, duly adopted, the Trustees authorized easement to the Central and Southern Florida Flood Control District on behalf of the United States covering three spoil areas in the open waters of the St. Lucie River in Townships 37 and 38 South, Range 41 East, Martin County, required for maintenance dredging of the St. Lucie River for navigational purposes.

MARTIN COUNTY - Central and Southern Florida Flood Control District applied for easement covering two spoil areas in the open waters of Lake Okeechobee in unsurveyed Sections 15 and 22, Township 40 South, Range 37 East, Martin County, for maintenance dredging in the St. Lucie Canal. One of the areas was previously granted to the District and reconveyed to the Trustees because of error in the description.

Upon motion by Mr. Green, duly adopted, the Trustees authorized easement covering the two areas requested.

MARTIN COUNTY - Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of State Permit for $100.00 processing fee to Hildabrad Park Association for construction of a pier in the St. Lucie River at the applicant's Lot "A" in Hildabrad Park Subdivision, Martin County.

DUVAL COUNTY - SAJSP Permits (61-113). The law firm of Rogers, Towers, Bailey, Jones and Gay, on bahalf of Mrs. A. S. Dixon, requested the Attorney General to halt unauthorized construction on pier in Trout River by Joseph J. Nelson. On March 3, 1961 the Trustees furnished Mr. Nelson information sheet setting forth requirements for State Permit. No application was made to Trustees but Mr. Nelson applied to Corps of Engineers who issued Notice April 20, 1961 and Trustees requested deferment pending compliance with the State requirements, with copy directed to Mr. Nelson calling attention to his proposed infringement upon riparian rights of an adjacent owner.

On April 22, 1963 incomplete application by Mr. Nelson was received from his attorneys Greene, Greene & Kennelly, who requested that Trustees file approval with the Corps of Engineers. Corps was furnished plan April 24, 1963 with approval of certain work at the shore but requesting deferment of issuance of Federal permit on the proposed pier pending waiver of objection by the adjacent owner or relocation of the proposed new pier to eliminate infringement upon rights of adjacent owners. The plan indicated the Nelson lot had 100-foot waterfront with pier to be constructed 3 feet from the Dixon property line extending about 65 feet further into the river than the Dixon pier, which was about 25 feet from proposed pier. After review of the plans with Trustees' Engineer and office of the Attorney General, Staff advised the Corps of Engineers and Mr. Nelson's attorneys that it appeared that at least 40 feet of clearance should be maintained.

Albert S. Dixon, adjacent owner, filed complaint July 31, 1961 and Trustees' office wired Mr. Nelson to suspend all work riverward of shore and to furnish details of work done and contemplated. On October 4, 1963 pursuant to informal advice that the work was proceeding without permit, the Sheriff was requested to investigate and order immediate stoppage of all work riverward of shore. On October 7 Mrs. Dixon filed complaint and the Sheriff reported that Nelson was notified but was continuing repair work on old dock. At suggestion of office of Attorney General, Sheriff was requested to order the work in the river stopped.

Upon motion by Mr. Green, seconded by Mr. Larson and adopted, the Trustees authorized the Attorney General to take appropriate steps, including cooperation with the law firm seeking assistance in the matter.

DUVAL COUNTY - SAJSP Permits (63-503) Application was made by Lamb's Yacht Center for State Permit to construct piers and boatsheds as additions to an existing marina in Ortega River at applicant's upland immediately upstream from Roosevelt Boulevard Bridge just outside the City of Jacksonville. The plan as revised October 1963 would include 98 to 112 new boat slips and sheds along piers 300 feet long with a 25-foot buffer zone between the new installations and adjacent waterfront of Walter B. Howard, Jr., objector. Zoning change had recently reclassified the area. Many objections were filed with the Trustees at request of the Staff, State Board of Health made inspection and found no visible signs of pollution at the time. It was reported that boat traffic created a serious problem at Ortega River bridges which opened to allow passage of boats and many protests were based on the anticipated increase in traffic delay.

Corps of Engineers called attention to the existing structures being in violation of earlier permit and required showing that 53 feet would be cut off the present and proposed structures. In the absence of waiver of objection by adjacent owners, Staff recommended denial of application and return of the processing fee.

Donald M. Bolling, attorney for the applicant, said that several marinas existed in the area, some of the protesting residents had knowledge of that fact when they built homes, that Duval County Zoning Board approved the expansion plans, that a landscaped zone would be maintained next to the Howard property line, that many owners in the locality favored the expansion, that the cut-back would be made as required by the Corps of Engineers which regulated the bridge openings. He pointed out that the basic problem was the increased number of boats and that Mr. Lamb's expanded marina would provide wet and dry storage needed by the boating public.

Objectors were represented by F. W. McCormick who stressed that expansion would reduce navigable water area for small boats, that there were facilities elsewhere for the larger craft Mr. Lamb proposed to accommodate, and that the increased number of boats would worsen the already serious traffic congestion on Roosevelt Boulevard at the bridge. Letter from State Road Board Member Ralph Powers confirmed that there was traffic congestion on both State Road 211 and U. S. 17 at or near the Ortega River, and letter from Commanding Officer of U. S. Naval Air Station at Jacksonville also called attention to the traffic and the delays caused by the bridge opening and asked that marina development be delayed until construction of a high rise bridge where Route 17 crossed the Ortega River.

Upon motion by Commissioner Conner, duly adopted, the Trustees denied the application for permit and authorized return of the $100.00 processing fee to Lamb's Yacht Center.

OKALOOSA COUNTY - Ernest C. Wimberly, representing Mrs. A. H. McIntyre, having requested postponement of consideration of application for private pier and boathouse in Choctawhatchee River in Okaloosa County, the Trustees took no action on this date.

PALM BEACH COUNTY - Upon motion duly adopted, the Trustees approved (a) assignment of Contract No. 23401 by Victor V. Stoller and wife, purchasers, in favor of Bill J. Bailey, and assignment of the same contract by Bill J. Bailey and wife to Okeelanta Sugar Refinery, Inc.; and (b) assignment of Contract No. 23424 by Alan E. Greenfield et al, purchasers, to Bill J. Bailey, and assignment of the same contract by Bill J. Bailey and wife to Okeelanta Sugar Refinery, Inc. Executed copy of each assignment, including acceptance by the assignee in each instance, was filed in the Land Office.

PALM BEACH COUNTY - File No. 1354-50-253.124. Upon motion duly adopted, the Trustees formally approved fill permit issued by the Town of Palm Beach, in Palm Beach County, under Section 253.124 Florida Statutes, to fill 1.069 acre parcel of submerged land conveyed under File No. 1354-50-253.12 to Emma S. Pell.

SUBJECTS UNDER CHAPTER 18296

BROWARD COUNTY - U. S. Industries, Inc., owner of Lot 25 less the East 20 feet, in Subdivision of Section 13, Township 48 South, Range 42 East, Plat Book "B" at page 164, made application for release of the oil and minerals reserved therein to the State of Florida in Broward County Murphy Act Deed No. 3180 dated August 11, 1947. On the 12.88 acre parcel sought to be released was located part of a large engineering building, an experimental building, paved parking and landscaped areas, partially fenced.

Sale of the property for immediate use by an industry was pending but could not be closed subject to reservation of oil and minerals and the right of the State to enter upon, drill and mine the land. Urban development was extending in the area and releases were limited to building sites of one acre under the old regulations prior to amendment of Section 270.11 Florida Statutes which eliminated the one-acre limitation for release of the reservations on public lands. Applicant advised that the entire tract was required for the contemplated industrial purpose.

Staff recommended that release be granted on the standard rate of $10.00 for the first unit of one acre or less, and $1.00 for each additional unit of one acre or less, and that the regulations heretofore in effect concerning release of reserved oil and minerals on lands sold under the Murphy Act be amended to conform to the public land Statute 270.11 and the procedures thereunder.

Upon motion duly adopted, the Trustees accepted the recommendations of the Staff for change of policy and adopted, as to release of reserved oil and minerals on lands sold under Chapter 18296, those regulations and procedures conforming to the public land Statute 270.11.

Upon motion duly adopted, the Trustees adjourned.

Richard E. Ervin
ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
October 22, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson Director-Secretary

Upon motion duly adopted, the Trustees approved the minutes of the meeting on October 15, 1963, as approved by the Attorney General.

LAND SALES

BAY COUNTY - File No. 1368-03-253.12. On September 17 the Trustees requested additional information and possible reduction of the area for which William A. Sapp, abutting upland owner, asked price adjustment for the reason that his application was to protect residential property from erosion and to fill in his beach area. He had applied to purchase 2.79 acres, more or less, of submerged land in St. Andrews Bay in Section 1, Township 4 South, Range 15 West, City of Panama City, landward of the established bulkhead line. The land was advertised in the Panama City Herald and proof of publication was filed with the Trustees. Mr. Sapp amended his application, cutting back 100 feet from the original extension.

Objections were filed by Eldon H. Welborn and E. D. Drake, owners to the north; also, Adele B. Harries and T. M. Smith whose upland property was south of the Sapp upland. Attorney Julian Bennett discussed Dr. Smith's objections and suggested sale conforming to extension of platted lot lines. Mr. Sapp insisted that the submerged land should be apportioned equitably in accordance with common law provisions for riparian rights.

Attorney General Ervin suggested compromise layout but agreement was not reached. Commissioner Conner said that because of the erosion problem there should be as little delay as possible.

Upon motion by Comptroller Green, seconded and adopted, the Trustees overruled the objections from owners to the north, rejected Mr. Sapp's application as submitted and referred the matter to Engineer William R. Kidd for inspection and recommendation.

BREVARD COUNTY - File No. 790-05-253.12. On August 20 the Trustees considered offer of the appraised price of $1060.00 per acre from Rathmann Enterprises and Edward Shablowski, abutting upland owners, for purchase of two separate parcels of submerged land in the Indian River in Section 34, Township 27 South, Range 37 East, containing 1.76 and 1.44 acres in the City of Melbourne, Brevard County, landward of the established bulkhead line. Notice of sale was published in the Melbourne Times, proof of publication was filed and the Trustees received no objections.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale to the applicants at the appraised price.

LEE COUNTY - File No. 1348-36-253.12. On August 20 the Trustees considered offer of the appraised price of $250.00 per acre from A. Donald Bass, abutting upland owner, for purchase of a parcel of submerged land in Caloosahatchee River in Section 16, Township 45 South, Range 24 East, 4.87 acres, more or less, within the established bulkhead line. Notice of sale was published in the Fort Myers News-Press and proof of publication filed with the Trustees.

Protesting telegram was presented on this date from William H. Mellor, president of Lee County Conservation Association, Inc., based on an opinion developed by that organization that the Trustees were without authority to sell any submerged land. The Attorney General stated that under Florida law and Florida Supreme Court rulings, the submerged lands which were impressed with an inalienable trust for the people of the State, were supervised by the Trustees and sales of limited areas within established bulkhead lines were made, and that it appeared the association should address itself to the Legislature to get the law changed.

Upon motion by Mr. Green, duly adopted, the Trustees overruled the objection and confirmed sale to the applicant at the appraised price.

MARTIN COUNTY - File No. 1361-43-253.12. On August 20 the Trustees considered offer of $348.11 per acre, value approved by the Staff Appraiser, from Dick Holland as Trustee, abutting upland owner, for purchase of a parcel of submerged land in the Great Pocket in Section 19, Township 38 South, Range 42 East (abutting uplands in the Hanson Grant) containing 0.74 acre, more or less, in Martin County landward of the established bulkhead line. Notice of sale was published in the Stuart News, proof of publication filed, and no objection received. Central and Southern Florida Flood Control District waived objection.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale to the applicant ath the price offered.

MONROE COUNTY _ File No. 1367-44-253.12. On August 20 the Trustees considered offer of $425.00 per acre, approved established price, from Leland F. Ferry, abutting upland owner, for purchase of a parcel of submerged land in the Bay of Florida in Section 15, Township 64 South, Range 36 East, containing 0.31 acre, more or less, at Lower Matecumbe Key, Monroe County. Notice of sale was published in the Coral Tribune, Key West, Florida, proof of publication filed and no objection received.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the price offered.

MONROE COUNTY - File No. 1369-44-253.12. On August 20 the Trustees considered offer of $425.00 per acre, approved established price, from W. H. Kinzy, abutting upland owner, for purchase of a parcel of submerged land in the Bay of Florida in Section 16, Township 64 South, Range 36 East, 0.55 acre, more or less, at Lower Matecumbe Key, Monroe County. Notice of sale was published in the Coral Tribune, Key West, Florida, proof of publication filed and no objection received.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the price offered.

MONROE COUNTY - File No. 1370-44-253.12. On August 27 the Trustees considered offer of the approved established price of $300.00 per acre from Paul K. Zepernick, abutting upland owner, for purchase of a parcel of submerged land in Buttonwood Sound in Section 28, Township 61 South, Range 39 East, containing 0.29 acre, more or less, at Key Largo in Monroe County. The land was advertised in the Coral Tribune, Key West, Florida, proof of publication filed and no objection received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Zepernick at $100.00 minimum price.

MONROE COUNTY - File No. 1380-44-253.12. On August 20 the Trustees considered offer of the approved established price of $425.00 per acre from Frank C. Vecella, abutting upland owner, for purchase of a parcel of submerged land in the Bay of Florida in Section 16, Township 64 South, Range 36 East, containing 0.16 acre, more or less, at Lower Matecumbe Key in Monroe County. The land was advertised in the Coral Tribune, proof of publication filed and no objection received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Vecella at $100.00 minimum price.

PALM BEACH COUNTY - File No. 1350-50-253.12. On August 20 the Trustees considered offer of the appraised price of $1573.40 per acre from F. Woodrow Keeton, abutting upland owner, for purchase of a parcel of sovereignty land containing 0.426 acre, more or less, in Section 16, Township 47 South, Range 43 East, in Boca Ratones Lagoon, Palm Beach County. The land was advertised in the Palm Beach Post, proof of publication filed and no objection received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the appraised price.

PALM BEACH COUNTY - File No. 1358-50-253.12. On August 20 the Trustees considered offer of the appraised price of $1573.40 per acre from Carl H. Schoen, abutting upland owner, for purchase of a parcel of sovereignty land in Boca Ratones Lagoon in Section 16, Township 47 South, Range 43 East, containing 0.440 acre, more or less, in Palm Beach County. Notice of sale was published in the Palm Beach Post, proof of publication filed and no objection received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the appraised price.

PALM BEACH COUNTY - File No. 1374-50-253.12. On August 27 the Trustees considered offer of $1925.00 per acre, price approved by Staff Appraiser, from Howard F. Janousek, abutting upland owner, for purchase of a parcel of submerged land in Lake Worth in Section 34, Township 44 South, Range 43 East, containing 0.56 acre in the City of Lake Worth, Palm Beach County, landward of the established bulkhead line . Notice of sale was published in the Palm Beach Post, proof of publication filed and no objection received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the price offered.

PALM BEACH COUNTY - File No. 1375-50-253.12. On August 27 the Trustees considered offer of $1925.00 per acre, price approved by Staff Appraiser, from Mrs. Christine M. Condon, abutting upland owner, for purchase of a parcel of submerged land in Lake Worth in Section 34, Township 44 South, Range 43 East, containing 2.8 acres, more or less, in the City of Lake Worth landward of the established bulkhead line. Notice of sale was published in the Palm Beach Post, proof of publication filed and no objection received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to Mrs. Condon at the price offered.

VOLUSIA COUNTY - File No. 1360-64-253.12. On August 20 the Trustees considered offer of the appraised price of $200.00 per acre from A. W. Ecklund, abutting upland owner, for purchase of a parcel of submerged land in the Halifax River in Section 2, Township 16 South, Range 33 East, containing 0.5 acre, more or less, in the City of Port Orange, Volusia County, landward of the established bulkhead line. Notice of sale was published in the Daytona Beach News Journal and proof of publication filed.

Protest from Mr. Celestino Constantino that filling would damage his view and access was not considered well-founded.

Upon motion by Mr. Green, duly adopted, the Trustees overruled the objection and confirmed sale to the applicant at the price offered.

VOLUSIA COUNTY - File No. 1364-64-253.12. On August 20 the Trustees considered offer of the approved appraised price of $200.00 per acre from Helen L. Eells and Mansfield H. Craig, abutting upland owners, for purchase of two contiguous parcels of submerged land in the Halifax River in Section 13, Township 16 South, Range 33 East, containing a total of 6.51 acres, more or less, within the established bulkhead line at Half Dollar Island, Volusia County. Notice of sale was published in the News Journal, Daytona Beach, proof of publication was filed and no objection received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicants at the price offered.

APPLICATION FOR LAND

INDIAN RIVER COUNTY - File No. 1392-31-253.12. On behalf of Mrs. Mable R. Lutz, Mrs. Ruth V. Meredith and Mrs. Evelyn W. Smith, abutting upland owners, the R. D. Carter Engineering Firm, Inc., offered $200.00 per acre, the appraised price, for three contiguous parcels of submerged land totalling 2.79 acres, more or less, in the Indian River in Section 33, Township 30 South, Range 39 East, landward of the established bulkhead line in Indian River County.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

MISCELLANEOUS

BREVARD COUNTY - William Earman, Jr., offered $120.00 per year rental for lease of 3.1 acres, more or less, of submerged land in the Indian River west of and adjacent to his leased upland in Section 34, Township 24 South, Range 36 East, for site for radio transmission tower and radial ground network. Applicant advised that advance clearance was granted by the Federal Aviation Agency and the Aviation Department of Florida Development Commission. Access to the tower would be provided by easement for pier-type walkway from upland and no filling of submerged land would be permitted. Approval of U. S. Engineers was also required.

Upon motion by Comptroller Green, duly adopted, the Trustees authorized issuance of lease in form approved by the Attorney General for $120.00 per year and easement for the access catwalk on piling.

BROWARD COUNTY - Presented for consideration was the bulkhead line established by the City Commission of Fort Lauderdale by Ordinance C-1900 passed on April 16, 1963 for Island "B" (Catalina Island) in New River Sound south of the Intracoastal Waterway, north of the Isla Bahia development.

The Staff approved that portion of the line 150 feet or more distant from Isla Bahia but recommended that approval be withheld for the matter to be referred back to the city with suggestion that the line be revised and resubmitted to provide 150 feet of clearance between the bulkhead line and Isla Bahia in the vicinity of Lots 13 and 14 of that development. Retraction at that point would reduce the encompassed Island "B" area only 0.042 acre and the City Council might make revision, consisting of reduction only, in a regular meeting without notice or public hearing.

Upon motion, duly adopted, the Trustees accepted the recommendation of the Staff and directed that the bulkhead line be referred back to the City of Fort Lauderdale with suggestion for revision.

LEE COUNTY - Florida Board of Parks and Historic Memorials requested approval of the Trustees and the State Board of Education for twenty-five year lease or land use agreement, with privilege of negotiation for extensions, to the United States Department of Interior, Bureau of Sport Fisheries and Wildlife Service, covering the areas on Sanibel Island dedicated by the State Board of Education and the Trustees of Internal Improvement Fund for the Jay N. (Ding) Darling Wildlife Sanctuary.

Staff recommended amendments to the proposed lease form to specify requirement of initial installation of sanitary facilities within two years, submission of master plan of general development within one year, annual or biennial reports on use and management of the leased premises and cancellation of current Lease Nos. 994-S and 336. The Park Board approved the recommended lease modifications.

In meeting on this date the State Board of Education approved the lease or use agreement by Florida Board of Parks and Historic Memorials to the United States with the recommended amendments to the lease form.

Upon motion by Mr. Green, duly adopted, the Trustees concurred in approval of the lease with amendments as recommended.

MARTIN COUNTY - SAJSP Permits (62-429) Upon motion by Commissioner Conner, adopted without objection, the Trustees formally approved permit issued March 25, 1963 by the Town of Sewall's Point in Martin County to Perry Boswell for dredging and filling an area recently conveyed by the Trustees.

SANTA ROSA COUNTY - Upon motion duly adopted, the Trustees authorized sale of 100 cubic yards of material to Joseph D. Lambert for restoration of an area of his land in Section 19, Township 1 North, Range 27 West, scoured away by waters from the Ward Basin Road flowing to a state drainage ditch. The material was to be taken from Ward's Basin and payment of $5.00 made, at the standard yardage rate.

CAPITOL CENTER - The Attorney General recommended acceptance of an offer by the owner, J. D. Stetson Coleman, to sell for $137,500.00 the property used by City Transit Company located at the corner of Gaines and Meridian Streets, described as the East 100 feet of lot number 29 and the South 100 feet of the East 5/8 of lot number 28 of the Original Plan of the City of Tallahassee, Leon County.

Upon motion by Comptroller Green, duly adopted, the Trustees authorized acquisition of the property for the Capitol Center and approved payment from Trustees' funds of the purchase price of $137,500.00.

SUBJECTS UNDER CHAPTER 18296

DADE COUNTY - Florida Power and Light Company applied for right of way easement for electric transmission lines and facilities across Section 14, Township 53 South, Range 39 East, being part of a tract of 1815 acres conveyed by the State to the City of Miami July 6, 1945 by Deed No. 06-Chapter 21684 for $1.50 per acre, restricted to use for public water supply purposes "and such other purposes as are collateral thereto" and subject to reversion to the State in event of other use. Since the grant to the city was conditional and restricted, and the State was owner of reversionary right or interest, tentative arrangements were made for a joint or concurrent grant of the easement by the State and the City of Miami. Applicant offered $175.00 per acre for right of way covering 26 acres.

Upon motion duly adopted, the Trustees approved issuance of joint or concurrent grant of easement by the State of Florida and the City of Miami to Florida Power and Light Company, for the amount offered.

PALM BEACH COUNTY - Refund. Upon motion by Commissioner Conner, duly adopted, the Trustees authorized refund in the amount of $10.00 to Blackwell, Walker and Gray for the reason that the State Road Department did not recommend release of the state road right of way reservation contained in Palm Beach County Murphy Act Deed No. 894.

VOLUSIA COUNTY - Refund. Upon motion by Commissioner Conner, duly adopted, the Trustees authorized refund in the amount of $20.00 to Glen W. Martin for the reason that the State Road Department did not recommend release of the state road right of way reservation contained in Volusia County Murphy Act Deed Nos. 1206 and 2839.

Upon motion duly adopted, the Trustees adjourned.

ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
November 5, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meeting on October 22, 1963 which were approved by the Attorney General and copy presented to each member.

GLADES COUNTY - File No. 1326-22-253.36. Myron G. Gibbons on behalf of J. W. Kelley, the abutting upland owner, applied to purchase a parcel of reclaimed lake bottom land containing 18.67 acres, more or less, in Section 19, Township 38 South, Range 35 East, in Lake Okeechobee, Glades County. The land was appraised at $425.00 per acre. The Staff recommended sale without advertisement according to the usual policy for conveyance of reclaimed lake bottom lands.

Upon motion adopted without objection, the Trustees authorized sale without advertisement to Mr. Kelley at the appraised price.

DUVAL COUNTY - File No. 1401-16-253.12. St. Joe Paper Company, abutting upland owner, represented by Robert M. Avent, applied for (1) a parcel of sovereignty land, now filled, in the St. Johns River in Section 14, Township 2 South, Range 26 East, in the City of Jacksonville, Duval County, which parcel was filled prior to May 29, 1951, thereby coming within the provisions of Section 253.129 Florida Statutes; and (2) deed to a parcel of submerged land appraised $2000.00 per acre in Sections 14 and 23, Township 2 South, Range 26 East, in the St. Johns River, Duval County, abutting the filled parcel, containing 4.5 acres within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized issuance of disclaimer for $10.00 covering the parcel of filled land and approved advertising the parcel of submerged land for objections only.

MONROE COUNTY - File No. 1391-44-253.12. Miss Geraldine Foster offered the appraised price of $200.00 per acre for purchase of 4.65 acres of a submerged or tidal shallow bank in Section 15, Township 65 South, Range 34 East at approximate Latitude 24° 46.86' South, Longitude 80° 54.09' West, being approximately 500 feet southerly from the Overseas Highway and approximately halfway between Conch Keys and Conch Key Channel (about 500 yards from each). No private ownerships were within 1000 feet of the parcel. Applicant proposed to deepen part and use the material to fill the remainder for a building site.

Staff recommended advertisement for objections and competitive bids, sale to be limited to 4.65 acres with no part within 500 feet of centerline of Overseas Highway, successful bidder to furnish survey and legal description and, if other than applicant, to reimburse applicant in the amount of $50.00 paid as processing fee.

The Trustees discussed the proposal to create an island residence site, noted that no request was made for access and that advertising the parcel would bring in any valid objections.

Upon motion by Attorney General Ervin, duly adopted, the Trustees authorized the parcel advertised for objections and competitive bids as recommended by the Staff, with starting bid of $200.00 per acre.

BREVARD, DADE, MARTIN, MONROE AND SARASOTA COUNTIES - The following applications were submitted for purchase of land adjacent to property of the applicants:

1. BREVARD COUNTY - File No. 1394-05-253.12.
   Herbert S. Thompson, et al, offered the appraised price of $720.00 per acre for purchase of a parcel of submerged land in the Indian River in Sections 33 and 34, Township 21 South, Range 35 East, containing 14.2 acres landward of the established bulkhead line in the City of Titusville in Brevard County.

2. DADE COUNTY - File No. 1400-13-253.12.
   Fred C. Belland, et al, represented by J. Bruce Vining, made application for two parcels of submerged land in Sections 25 and 36, Township 57 South, Range 41 East, comprising 79.91 acres, more or less, at Elliott Key in the City of Islandia within the established bulkhead line. Applicant offered the appraised price of $380.00 per acre for 15.32 acres in the Atlantic Ocean and $300.00 per acre for 64.59 acres lying in Biscayne Bay in Dade County.

3. DADE COUNTY - File No. 1399-13-253.12.
   Raymond R. Beatty, represented by J. Bruce Vining, made application for two parcels of submerged land in Section 30, Township 57 South, Range 42 East and Section 25 in Township 57 South, Range 41 East, totalling 15.66 acres, more or less, at Elliott Key in the City of Islandia within the established bulkhead line. Applicant offered the appraised price of $380.00 per acre for 3.36 acres in the Atlantic Ocean and $300.00 per acre for 12.3 acres lying in Biscayne Bay.

4. DADE COUNTY - File No. 1405-13-253.12.
   Damon W. Grover, represented by Starr W. Horton, made application for two parcels of submerged land in Section 19, Township 57 South, Range 42 East, and Section 24, Township 57 South, Range 41 East, totalling 5.05 acres, more or less, at Elliott Key in the City of Islandia within the established bulkhead line. Applicant offered the appraised price of $380.00 per acre for 1.64 acres in the Atlantic Ocean and $300.00 per acre for 3.41 acres in Biscayne Bay.

5. MARTIN COUNTY - File No. 1383-43-253.12.
   Arthur R. Clonts offered the appraised value of $1750.00 per acre for a parcel of submerged land in the St. Lucie River in Section 32, Township 37 South, Range 41 East, containing 2.85 acres in theCity of Stuart, Martin County, landward of the established bulkhead line.

6. MONROE COUNTY - File No. 1406-44-253.12.
   Albert H. Gross, represented by G. A. Crawshaw, offered $425.00 per acre, the established price approved by Staff Appraiser, for a parcel of submerged land in Florida Bay in Section 15, Township 64 South, Range 36 East, 0.49 acre at Lower Matecumbe Key, Monroe County.

7. MONROE COUNTY - File No. 1407-44-253.12.
Olive B. Adams, represented by G. A. Crawshaw, offered $300.00 per acre, established price approved by Staff Appraiser, for a parcel of submerged land in Buttonwood Sound in Section 28, Township 61 South, Range 39 East, 1.01 acres at Key Largo, Monroe County.

8. MONROE COUNTY - File No. 1409-44-253.12.
Alex Popp, represented by G. A. Crawshaw, offered $300.00 per acre, established price approved by Staff Appraiser, for a parcel of submerged land in the Straits of Florida in Section 13, Township 62 South, Range 38 East, 1.16 acres at Key Largo in Monroe County.

9. SARASOTA COUNTY - File No. 804-58-253.12.
Walter S. Hardin Realty Company, abutting upland owner, offered $475.00 per acre, value approved by Staff Appraiser, for a parcel of submerged land in Lemon Bay in Section 27, Township 40 South, Range 19 East, 0.58 acre within the established bulkhead line. Sarasota County Water and Navigation Control Authority approved the application.

10. SARASOTA COUNTY - File No. 860-58-253.12.
John D. McDonald, represented by Walter S. Hardin Realty Company, offered $475.00 per acre, value approved by Staff Appraiser, for a parcel of submerged land in Lemon Bay in Sections 15 and 16, Township 40 South,Range 19 East, 1.02 acres within the established bulkhead line. Sarasota County Water and Navigation Control Authority approved the application.

11. SARASOTA COUNTY - File No. 869-58-253.12.
Robert B. Webb, represented by Walter S. Hardin Realty Company, offered $475.00 per acre, value approved by Staff Appraiser, for a parcel of submerged land in Lemon Bay in Section 16, Township 40 South, Range 19 East, containing 1.65 acres within the established bulkhead line. Sarasota County Water and Navigation Control Authority approved the application.

12. SARASOTA COUNTY - File Nos. 853 and 883-58-253.12.
Peter V. Traverso and John Anderson, represented by Walter S. Hardin Realty Company, offered $475.00 per acre, value approved by Staff Appraiser, for two contiguous parcels of submerged land in Lemon Bay in Section 16, Township 40 South, Range 19 East, containing 1.09 acres and 1.05 acres within the established bulkhead line. Sarasota County Water and Navigation Control Authority approved the application.

13. SARASOTA COUNTY - File Nos. 1414 and 1415-58-253.12.
James V. Watson and Everett F. Hall, represented by Walter S. Hardin Realty Company, offered $475.00 per acre, value approved by Staff Appraiser, for two contiguous parcels of submerged land in Lemon Bay in Section 16, Township 40 South, Range 19 East, containing a total of 0.84 acre within the established bulkhead line. Sarasota County Water and Navigation Control Authority approved the application.

Motion was made and duly adopted that the submerged parcels applied for in the thirteen applications listed above be advertised for objections only based on the applicants' offers.

ESCAMBIA AND SANTA ROSA COUNTIES - Application was presented from M. F.Kirby for an oil and gas drilling lease covering 22,689 acres in Escambia Bay and 27,892 acres in Pensacola Bay, or a total of 50,581 acres of sovereignty lands in Escambia and Santa Rosa Counties. The area was tentatively cleared for leasing with the United States Department of Defense in accordance with the Trustees' Resolution of July 30, 1963, with possibly a slight modification of the area.

Applicant requested advertising for a five year primary term with annual rental of twenty cents per acre, the first test well to be commenced within nine months from date of lease and second well to be commenced within sixty days after completion of first well, both wells to be drilled to a depth of 7,400 feet or to the top of the Lower Cretaceous.

Upon motion duly adopted, the Trustees authorized advertisement for competitive bids of the cash consideration for oil and gas drilling lease as requested, subject to definite clearance of the area with the Department of Defense.

ESCAMBIA AND SANTA ROSA COUNTIES - Application was presented from Philip D. Beall and associates for an oil and gas drilling lease covering 5,837.00 acres in Blackwater Bay and 28,496 acres in East Bay, or a total of 34,333 acres of sovereignty lands in Escambia and Santa Rosa Counties. The area was cleared with theUnited States Department of Defense in accordance with the Trustees' Resolution of July 30, 1963. Applicant offered annual rental of five cents per acre for a five year primary term, and condition that one well be commenced on the leased premises within one year from date of lease and drilled to a depth of 6,000 feet or to the top of the Lower Cretaceous, whichever is deeper, unless production is obtained at a lesser depth.

The Director recommended advertisement provided applicant increased his offer to twenty cents per acre annual rental. Attorney General Ervin recommended that the area be offered for lease as it appeared to come under the suggestions made for smaller lease areas and stepped up time for drilling which the Board felt was desirable.

Upon motion duly adopted, the Trustees agreed to advertise the sovereignty land for competitive bids of the cash consideration for oil and gas drilling lease as requested, provided the applicant offered twenty cents per acre annual rental.

BREVARD COUNTY - On September 3 the Trustees referred to Engineer William R. Kidd for investigation the request of theCity of Cocoa for conveyance of a parcel of submerged land in the Banana River approximately 790 feet offshore from private upland for use as a site for a ground water storage tank. The City Resolution adopted October 25, 1963 requested grant and authority to fill at another location in theBanana River 500 feet square north of and adjacent to right of way of State Road 520 (Causeway) and 2142 feet offshore from the westerly shore line. Mr. Kidd reported in favor of granting the new location, in view of the public need and the engineering factors involved.

Upon motion by Mr. Ervin, duly adopted, the Trustees approved dedication and filling of the parcel 2142 feet offshore in Section 32, Township 24 South, Range 37 East, for public purposes only under the supervision and control of the City of Cocoa, with option to

Trustees to revoke the dedication in event of non-use or conversion to other than public purposes.

BREVARD COUNTY- The City of Titusville by Resolution No. 18-1963 adopted August 27, 1963 requested grant of 22.2 acres, more or less, of submerged land in the Indian River in Section 34, Township 21 South, Range 35 East, between the city's upland and the established bulkhead line for recreational and other public purposes. The parcel was bounded southeast by an existing yacht basin and would be accessible from U. S. Highway No. 1 through the city's upland property.

Upon motion duly adopted, the Trustees approved dedication for public recreation and other public purposes only under supervision and control of the City of Titusville, with restriction against grants of private concessions, and subject to revocation at option of the Trustees in event of non-use for three consecutive years or use for other than public recreation or other public purposes.

BREVARD COUNTY - The Board of County Commissioners of Brevard County by Resolution adopted on October 24, 1963, requested modification of Trustees' Dedication No. 22474 dated May 10,1960 to permit the county to grant an easement to Florida Power and Light Company covering a parcel 150 by 200 feet for site of a power substation on the 29.11 acre area which was dedicated to the county for public purposes only, filled by the county and now in use as a public recreation area. County Resolution committed the county to use the $12,000.00 offered by the Power Company for easement with right of ingress and egress to further develop the island for public recreational purposes.

Staff recommended modification to allow the county to grant easement to the Power Company and that the Trustees join in or concur in the granting of said easement since the underlying title remained in the Trustees.

Upon motion duly adopted, the Trustees authorized modification of Dedication No. 22474 as to the parcel for power substation site as requested, and concurred in granting of the easement.

BREVARD COUNTY - Ley H. Smith on behalf of Orange-Brevard Artificial Reef Association, Inc., requested (1) extension of time for completion of reef authorized by Permit No. 1874 issued March 20, 1963, effective for six months, and (2) waiver of the requirement of lighted buoys, the applicant having advised that the Coast Guard required no buoys. The reef materials were to be deposited in a water depth of 45 to 48 feet.

Upon motion adopted without objection, the Trustees granted extension of time for completion to March 20, 1964 and waived the buoy requirement subject to concurrence by the United States Army Corps of Engineers.

BREVARD COUNTY - The Ozier-Weller Homes, Inc., applied for permit to remove 30,000 cubic yards of fill material from bottoms of Newfound Harbor in an area riparian to upland property in Section 31, Township 24 South, Range 37 East on Merritt Island, to use in development of said upland property.

Upon motion duly adopted, the Trustees authorized permit at the standard charge for such fill material, or a total of $1200.00 for the amount requested.

BROWARD AND PALM BEACH COUNTIES - The office of the Attorney General submitted a proposed resolution which cited the unauthorized construction of permanent-type campsites in Conservation Areas 2 and 3 in Broward and Palm Beach Counties and the joint recommendation of Central and Southern Florida Flood Control District and Florida Game and Fresh Water Fish Commission that the latter be charged with the responsibility of designating the place, circumstances and conditions under which campsites of a permanent nature might be maintained, the Flood Control District having agreed to make appropriate areas available for general public use as campsites.

By adoption of the resolution the Trustees of Internal Improvement Fund and the Board of Education, as owners of lands in said Conservation Areas, would designate the Game and Fish Commission to administer the program of permits and authorize construction of permanent camps.

Upon motion adopted in concurrence with the State Board of Education, the Trustees approved the resolution as a solution of the problem, thereby designating the Florida Game and Fresh Water Fish Commission as the agency to administer the permit program within the area and delegating to that Commission the authorization of construction of permanent camps on lands owned by the Trustees.

BROWARD COUNTY - File No. 1410-06-253.129. Charles Rosenberg, attorney, on behalf of Eugene I. Williams, Sr., applied for disclaimer covering a parcel of land filled prior to May 29, 1951 in Section 1, Township 50 South, Range 42 East, City of Fort Lauderdale, Broward County.

Upon motion duly adopted, the Trustees authorized issuance of disclaimer under provisions of Section 253.129 Florida Statutes for $10.00 charge.

DADE COUNTY - Metropolitan Dade County requested dedication of a parcel of submerged land in the Atlantic Ocean in Section 26, Township 52 South, Range 42 East, for construction of a jetty at the south side of Baker's Haulover.

Upon motion adopted without objection, the Trustees authorized dedication of the parcel to Dade County for the purpose requested, subject to the county procuring a quitclaim deed from owner of that part of the upland abutting the parcel to be dedicated.

DADE COUNTY - Dade County Resolution No. 7283 dated February 6, 1962 requested Government Hiatus Lot 6 between Townships 53 and 54 South, Range 39 East, comprising 548 acres adjacent to Krome Avenue, for park and recreation purposes. Dedication for proposed enlargement of Trail Glade Park and Shooting Range was informally approved by the Recreational Council.

The Director advised that the Trustees owned Hiatus Lots 4, 5 and 6 aggregating 1564.30 acres and that commitment of Hiatus Lot 6 would leave 1016 acres without access unless right of way was reserved along a route coordinated with the park and rifle range development plan. He called attention to the extraordinary value of the 548 acres and the effect on remaining lands.

The members discussed the proposal and agreed to dedication with provision for reasonable safety measures to prevent depreciation of the remaining Trustees' land and to insure that the right of way was available in a zone well out of firing range.

Upon motion duly adopted, the Trustees approved dedication of the 548 acres to Dade County for park and recreation purposes subject to the county furnishing access right of way from the Tamiami Trail or Krome Avenue to the 1016 acres owned by Trustees in Hiatus Lots

4 and 5, such right of way to be well outside the range of arms used on the firing range and subject to restriction to conform the calibre of arms allowed to the designed impact area.

DADE COUNTY - Upon motion adopted without objection, the Trustees granted to the Florida Inland Navigation District, on behalf of the United States, perpetual easement for additional right of way over a small parcel of submerged land in Dumfoundling Bay in Section 11, Township 52 South, Range 42 East, Dade County, required in order to ease a bend in the channel of the Intracoastal Waterway.

DADE COUNTY - Upon motion duly adopted, the Trustees authorized execution and filing of a disclaimer prepared by the office of the Attorney General with appropriate explanatory text concerning canal reservations retained by the Trustees in Deed Nos. 15973, 16187 and 16198 which were erroneously released as to certain lands described in Deed Nos. 15973-A, 16187-A and 16198-A by quitclaims to Glenn H. Curtiss Properties, Inc., dated April 22, April 20 and April 20, 1937, respectively, the new instrument to confirm the intent to disclaim and merge the rights under said reservation with title to the lands, excepting any rights heretofore granted to a lawfully constituted flood control district or reclamation authority.

LEE COUNTY - Upon motion duly adopted, the Trustees granted to the Central and Southern Florida Flood Control District a perpetual easement covering the portion of the submerged bottoms of the Caloosahatchee River lying within the right of way of Canal 43 (Caloosahatchee River Canal) in Township 43 South, Range 23 East; Township 43 South, Range 26 East and Township 43 South, Range 27 East in Lee County.

MONROE COUNTY - Upon motion duly adopted, the Trustees authorized easements requested by the District Engineer, U. S. Army, on behalf of the United States, for additional right of way and six additional spoil areas all in the open waters of Key West Harbor and the Straits of Florida, for further harbor improvement.

OKEECHOBEE COUNTY - Upon motion duly adopted, the Trustees authorized easement to Central and Southern Florida Flood Control District for additional right of way to enlarge Levee L-D4 along the northerly shore of Lake Okeechobee over reclaimed lake bottoms landward of and abutting the present landward right of way line of Levee L-D4 in Sections 3, 4, 8 and 17 of Township 38 South, Range 35 East; Section 34, Township 37 South, Range 35 East; Section 31, Township 37 South, Range 36 East, and Section 6, Township 38 South, Range 36 East, all in Okeechobee County.

ORANGE COUNTY - On September 24 the Trustees deferred action on application of Florida Power Corporation for easement covering the East 14 feet of Lots 1 and 8 Block "A" Hill's Addition to Winter Park. The Board of Commissioners of State Institutions and Director of State Building projects approved the easement. It was explained that the City of Winter Park intended to widen the street, making necessary the relocation of the electric distribution line.

Also, the City of Winter Park requested dedication of a five-foot strip along the East edge of Lots 1 and 8, Block A, Hills Addition to Winter Park, to widen the abutting Maitland Avenue. The five-foot strip was part of the 14 foot strip for which the Power Corporation easement was requested.

The Director recommended both easements be granted with one being made subordinate to the other as the Attorney General might advise.

Upon motion duly adopted, the Trustees authorized dedication of the Easterly 5 feet of Lots 1 and 8 to the City of Winter Park for public street and sidewalk purposes, and also granted easement for nominal consideration of $1.00 to the Florida Power Corporation covering the Easterly 14 feet of said lots, subject to the dedication of the 5-foot strip.

PALM BEACH COUNTY - Upon motion duly adopted, the Trustees upon request by the Chelsea Title and Guaranty Company waived the usual $10.00 handling charge and authorized issuance of corrective deed to correct County of Palm Beach Deed No. 28-P-24 dated April 20, 1943, issued under provisions of Chapter 14717, Laws of Florida, Acts of 1931, wherein the description covering a part of the North 882.5 feet of Government Lot 2, Section 9, Township 44 South, Range 43 East was incorrectly written as the North 8825 feet.

PALM BEACH COUNTY - File No. 1423-50-253.129. Upon motion duly adopted, the Trustees, upon request of Jackson O. Brownlee, attorney for Frank Villani and Baxter L. Clement, and authorized issuance of two disclaimers for $10.00 charge each, under provisions of Section 253.129 Florida Statutes covering two parcels of land filled prior to June 11, 1957, in Section 20, Township 47 South, Range 43 East, Palm Beach County.

POLK COUNTY - Upon motion duly adopted, the Trustees granted to the Southwest Florida Water Management District right of way easement over a strip of Lake Hamilton bottom lands 125 feet in total width extending 495 feet lakeward of the Government Meander, the right of way across abutting upland having been secured by applicant.

ST. LUCIE COUNTY - On August 27, 1963, the Trustees confirmed an exchange of lands at Nettles Island, with Gene T. Dyer and wife and granted conditional approval for access easement subject to conditions for access and clearance being investigated by Trustees' Engineer. Executed copy of Agreement dated October 4, 1963 by Gene T. Dyer and wife and St. Lucie County was filed, whereunder the Dyers agreed to maintain the causeway and bridge in good condition until dedicated and accepted by county or other governmental body having jurisdiction. Bridge plans were filed and since both causeway and bridge must satisfy requirements of U. S. Engineers, it was recommended that issuance of access easement be authorized.

Upon motion adopted without objection, the Trustees authorized issuance of the access easement.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 841 listing one regular bid for sale of Murphy Act land and authorized execution of deed pertaining thereto.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

Tallahassee, Florida
November 12, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

LAND SALES

DUVAL COUNTY - File No. 1381-16-253.12. On September 17, 1963 the Trustees considered offer of the appraised price of $250.00 per acre from Wurn Arlington Construction Company and Michael L. Sack, abutting upland owners, for purchase of two parcels of submerged land in the St. Johns River in Sections 27 and 34, Township 1 South, Range 27 East, comprising 26.3 acres, more or less, landward of the established bulkhead line in Duval County. The land was advertised for objections only in the Florida Times Union and proof of publication was filed.

Staff requested deferment for study of objection filed by W. A. Hamilton on behalf of holder of riparian property within 1000 feet of Parcel 1 in the application, and modification of the area for conveyance.

Upon motion duly adopted, the Trustees deferred the sale for a period of at least thirty days.

GLADES COUNTY - File No. 1389-22-253.36. C. L. Upthegrove, Sr., applied to purchase 8.17 acres of reclaimed lake bottom land in Lake Okeechobee in Section 25, Township 38 South, Range 34 East and Section 30, Township 38 South, Range 35 East, Glades County, appraised at $415.00 per acre. There was discussion concerning the riparian rights, if any, which extended over or through the platted street which the platting owner had dedicated subject to reversion when discontinued as a street. The Staff reported having reviewed the matter in detail with the office of the Attorney General and that it was concluded that the lot owners were entitled to make application as upland owners.

Upon motion duly adopted, the Trustees approved sale to the applicant at the appraised price without advertisement in accordance with the usual policy for sale of such reclaimed lake bottom lands.

GLADES COUNTY - File No. 1395-22-253.36. Gibson, Gibson and Reese submitted application for 23 parcels of reclaimed lake bottom land in Lake Okeechobee in Sections 2, 3, 9 and 10 in Township 39 South, Range 34 East, Sections 19 and 30 in Township 38 South, Range 35 East, and in Sections 25 and 36, Township 38 South, Range 34 East, Glades County, on behalf of the applicants listed below:

Name	Number of Parcels	Acreage
Leland Pearce	11	94.14
Markham Bros. & Co.	1	3.07
Marion Cameron	1	2.91

John H. Blackburn et al	1	2.53
S. L. Mason	1	2.45
W. H. Deaderick	1	2.36
John R. Millen	1	2.27
O. R. Childers	2	2.39
L. A. Reeder	1	2.08
Hugh B. Todd	1	1.90
Sam Bennett	1	0.87
M. C. Santanello	1	0.01
	23 parcels	116.98 acres

There was discussion concerning the riparian rights, if any, which extended over or through the platted street which the platting owner had dedicated subject to reversion when discontinued as a street. The Staff reported having reviewed the matter in detail with the office of the Attorney General and that it was concluded that the lot owners were entitled to make application as upland owners.

Upon motion duly adopted, the Trustees approved sale to the applicants at the $415.00 per acre appraised price without advertisement in accordance with the policy for sale of such reclaimed lake bottom lands.

Also, the Trustees authorized refund to the attorneys, Gibson, Gibson and Reese, of the $50.00 fee submitted with the original application as payment for advertising and mailing notices.

MARTIN COUNTY - File No. 1293-43-253.12. On August 20 the Trustees considered offer of the appraised price of $250.00 per acre from Mrs. Audrey P. Lieb, abutting upland owner, for purchase of a parcel of sovereignty land lying on the southerly side of the North Fork of Loxahatchee River in Section 16, Township 40 South, Range 42 East, containing 15.42 acres in Martin County within the established bulkhead line. The land was advertised in the Stuart News, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Without objection, the Trustees deferred consideration of sale for about two weeks at the request of Governor Bryant.

MONROE COUNTY - File No. 1371-44-253.12. On September 24 the Trustees considered offer of the approved established price of $200.00 per acre from Edward Genter, abutting upland owner, for purchase of a parcel of submerged land in the Straits of Florida in Section 14, Township 67 South, Range 27 East, containing 0.77 acre, more or less, at Sugarloaf Key, Monroe County. The land was advertised in the Key West Citizen, proof of publication filed with the Trustees and no protest received.

Upon motion by Comptroller Green, duly adopted, the Trustees confirmed sale to Mr. Genter at the price offered.

MONROE COUNTY - File No. 1372-44-253.12. On September 24 the Trustees considered offer of the approved established price of $425.00 per acre from Rudolph Drugich, abutting upland owner, for purchase of a parcel of submerged land in the Straits of Florida in Section 22, Township 64 South, Range 36 East, containing 0.50 acre at Lower Matecumbe Key, Monroe County. The land was advertised in the Key West Citizen, proof of publication filed with the Trustees, and no protest received.

Upon motion by Comptroller Green, duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

MONROE COUNTY - File No. 1382-44-253.12. On September 17 the Trustees considered offer of the approved established price of $425.00 per acre, or $100.00 minimum in this instance, from William J. H. Dyer, abutting upland owner, for purchase of a parcel of submerged land in the Bay of Florida in Sections 16 and 21, Township 64 South, Range 36 East, containing 0.18 acre, more or less, at Lower Matecumbe Key, Monroe County. The land was advertised in the Key West Citizen, proof of publication filed and no protest received.

Upon motion by Comptroller Green, duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant for $100.00 minimum price.

MONROE COUNTY - File No. 1386-44-253.12. On September 24 the Trustees considered offer of the approved established price of $300.00 per acre from C. Osment Moody, abutting upland owner, for purchase of a parcel of submerged land in the Straits of Florida in Section 14, Township 62 South, Range 38 East, containing 0.51 acre, more or less, at Key Largo, Monroe County. The land was advertised in the Key West Citizen, proof of publication filed and no protest received.

Upon motion by Comptroller Green, duly adopted, the Trustees confirmed sale to the applicant at the price offered.

APPLICATIONS FOR LAND

MONROE COUNTY - File No. 1239-44-253.12. Suzanne Kline, abutting upland owner represented by J. Bruce Vining, made application for a parcel of submerged land in Hawk Channel surrounding Government Lot 4 in Section 34, Township 66 South, Range 30 East, comprising 33.91 acres, more or less, at Little Bahia Honda Key, Monroe County. Upon examination of the map the Trustees felt that the submerged area was rather large in comparison to the upland and authorization to advertise definitely would not commit the Board to sell.

Upon motion duly adopted, the Staff was directed to advertise the area for objections only.

MONROE COUNTY - File No. 1425-44-253.12. G. B. Adams on behalf of Hazel M. Delk, the abutting upland owner, made application for a parcel of submerged land in the Straits of Florida in Section 14, Township 62 South, Range 38 East, containing 0.34 acre at Key Largo in Monroe County.

Upon motion duly adopted, the Trustees authorized the parcel advertised for objections only.

MISCELLANEOUS

BREVARD COUNTY - Presented for consideration were bulkhead lines fixed for mainland and offshore areas by the City of Cocoa Beach Resolutions adopted October 4, 1962 and December 6, 1962, located in the Banana River in Sections 3, 4, 9 and 10 and in the N½ of NW¼ of NW¼ of Section 15, all in Township 25 South, Range 37 East. The bulkhead line for the mainland, referred to as the interior line, was separate from the offshore or exterior line which encompassed large areas of mangrove islands in private ownership. The Trustees' Staff and the city proposed a 200-foot minimum between the interior and exterior lines but this was precluded by the existence of land areas.

Filed with the Trustees was certified copy of Resolution of Board of County Commissioners of Brevard County dated November 8, 1962, citing adoption, upon request by the city, of the exterior and interior bulkhead lines fixed by the City Resolution of October 4, 1962, subject to approval by the Trustees.

Objections based mainly on conservation considerations were filed with the Trustees, including identical resolutions adopted June 19, 1962, and July 17, 1962, respectively, by Izaak Walton League and Indian River Audubon Society and numerous protests from individuals and residents of the area. Notices of hearing on this date were sent to the applicant and objectors.

The Trustees' Staff felt that the need for planned expansion in the area was acute and recommended overruling objections and approval of the bulkhead line in conjunction with the fill plan with clear showing in the record of three recommended requirements.

The fill and development plan of Burton Smith and associates was presented and described by attorneys Jay Hall, Jr., and Max Brewer, who stated that the bulkhead lines would present an orderly shoreline, set the limits for growth in the only direction available to the city in a fast-increasing population area, and that many objections had evaporated since work and planning began three years ago. Mr. Hall stated that the developer made appropriate public commitment for unimpeded access and bridge openings acceptable to the City of Cocoa Beach.

Also, Charles P. Clayton, representing Harland Bartholomew and Associates, discussed the planned development. City officials supported the bulkhead lines because of the critical growth problem and present on this date were the Mayor, City Engineer, several City Commissioners, the President-elect of Cocoa Beach Chamber of Commerce and others.

The Board heard from J. A. Valuzzi and Elizabeth Addington, who claimed that parts of the bulkhead lines were inside the legal boundaries of the Town of Snug Harbor and that Cocoa Beach had illegally annexed lands within the chartered limits of said town. Objections were also made by Mr. Yoder on behalf of "old time residents" and the Izaak Walton League, based on grounds that wildlife and recreation areas should be preserved and that undeveloped uplands could be utilized for expansion.

The Trustees recognized conservation as an important factor but felt that the expressed benefits to the town and county justified a decision in favor of the bulkhead lines, which had been fixed under provisions of the Bulkhead Act by the local governing bodies.

Upon motion by Comptroller Green, seconded by Treasurer Larson, the Trustees overruled the objections and formally approved the bulkhead lines adopted by the City of Cocoa Beach on October 4, 1962 and December 6, 1962, officially noted approval of the bulkhead lines by the County Commission of Brevard County, and approved the fill plan submitted on this date provided that (1) filling conformed to said plan, (2) unfilled areas in private ownership or purchased would be dedicated to the use of the public in the same manner as streets and parks, and (3) no filling would be authorized within the bulkhead lines within 100 feet of midpoint between exterior and interior bulkhead lines in those areas where interior and exterior lines were less than 200 feet apart, to all of which provisions the developers were committed on this date by their attorneys. Also, the Board directed that the fill plan map exhibited on this date be appropriately inscribed and filed, to be strictly followed with modifications, if any, to be approved by the Trustees' Staff.

DADE COUNTY - The Director called attention to the Staff Memorandum of October 3, 1963 concerning application of the City of Islandia for easement for causeway and bridges, and the proposal of Seadade Industries, Inc., to construct a ship channel. The memorandum cited proposal for public road along the Atlantic Ocean on existing upland or at some feasible location between the upland and the established bulkhead line.

The City of Islandia by Resolution requested the Trustees to adopt the Staff Memorandum as policy of the Trustees and that said city and the State Road Department make preliminary studies to be submitted for evaluation on or before January 15, 1964,as to engineering and financial feasibility of locating a roadway along the easterly limits of Islandia.

The staff recommended feasibility studies and suggested that, pending grant of easement or dedication for causeway and bridge rights of way across Biscayne Bay, sales in the area of probable connection to Sands Key should be postponed until the right of way requirements within the established bulkhead line were defined.

Mayor Luther Brooks and City Councilman Ralph Fossey of Islandia discussed briefly the plan for a road through and connecting the keys and urged passage of a resolution by the Trustees.

Governor Bryant said he approved the general nature of the proposal and the Board was convinced that the Islandia Causeway and roadway and Seadade Channel projects were important. However, he recommended deferment for a short time.

It was so ordered.

INDIAN RIVER COUNTY - Bjarne Ursin, et al, owners of Government Lots 3 and 4 of Section 20, Township 30 South, Range 39 East on Indian River at Sebastian Inlet, applied for disclaimer of two parcels of 1.78 acres and 18.3 acres riparian to said Government lots, which parcels developed from tidal mangrove into exposed land as a result of the opening of Sebastian Inlet between Indian River and the Atlantic Ocean, it being characteristic of the area for extensive silting and deposit of sand to occur in and around the Indian River end of the inlet.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of ex parte disclaimer for handling charge of $25.00.

OKALOOSA COUNTY - Mrs. Avis Hughes McIntyre, represented by E. C. Wimberly, applied for private pier and boathouse in Choctawhatchee Bay at her Lots 9 and 10, Block "J" Mareno Acres Subdivision near Destin. The pier-boathouse with superstructure for a guest house was to be located midpoint of applicant's 300 foot waterfront and 3 feet offshore in front of a bluff of the same elevation as the roof of the structure, with sewage connection to septic tanks on the upland property where applicant planned to construct a residence. The proposed installation would not interfere with public navigation any more than would a conventional pier with the same boat accommodations and the Director felt that the only questionable feature was the possibility of a precedent and applications for substandard living areas in and upon the public waters.

Upon motion by Mr. Green, duly adopted, the Trustees approved issuance of permit to Mrs. McIntyre and requested the Director to draw up regulations for such structures, with appropriate covenants to require adequate sanitary facilities and approval of design, to be considered by the Board as policy in instances where such installations are authorized.

TRUSTEES' FUNDS - Presented for action was request of Florida Industrial Commission, taken under consideration on June 11, for loan of $200,000.00 to use in purchasing property 105 by 210 feet to complete acquisition of a site bounded by Monroe, Liberty, Adams and Market Streets in the City of Jacksonville, Duval County, for new office building and parking lot. The Commission secured appraisals, conducted negotiations and submitted Agreement whereunder the advance of $200,000.00 would be used to acquire the land in Lots 4 and 8, Block 7, Doggett's Map of Jacksonville, to be repaid beginning July 1, 1964, over an amortization period estimated to be not more than 20 years, with 3½% interest which approximated the earning of invested Trustees' funds. The Agreement was approved by the Attorney General.

Upon motion made by Mr. Larson, seconded by Mr. Green and adopted, the Trustees authorized loan of $200,000.00 to the Florida Industrial Commission on the terms shown in the Agreement.

TRUSTEES' FUNDS - Request was made by Executive Director J. Broward Culpepper on behalf of the Board of Control for loan of $1,528,162.00 for use as planning funds so that architects might be engaged, with the loan to be repaid immediately upon sale of bonds, probably in May 1964. The Director pointed out that the loan was not provided for in the Trustees' budget, no interest was offered, liquidation of securities appeared necessary possibly at a loss in addition to the loss of earned interest, and outstanding commitments of Trustees' funds totalled $273,710.64 as of October 1 (not including the advance to Florida Industrial Commission authorized on this date). Attention was directed to the advance of $260,000 made in 1960 to the Board of Control.

The Comptroller and Treasurer expressed concern about the condition of the Internal Improvement Fund and asked for a resolution from the Board of Control and assurance of reimbursement to the Fund. Mr. Culpepper said that the Board action was taken on November 8, that the money probably would not be needed before January and would be repaid immediately upon funds becoming available from the bond issue, and that approximately $100,000 would soon be available to be repaid on the $260,000 loan.

Upon motion by Mr. Larson, seconded by Mr. Green and adopted, the Trustees made a commitment of Trustees' funds in the amount of $1,528,162.00 to be loaned to the Board of Control provided details could be worked out so that the Internal Improvement Fund would not take any loss and provided that the loan would be repaid.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
November 26, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion by Mr. Larson, duly adopted, the Trustees approved the minutes of the meetings on November 5 and 12, 1963, which had been approved by the Attorney General and copies presented to each member.

LAND SALES

PALM BEACH COUNTY - State Superintendent Thomas D. Bailey was present for joint consideration by the State Board of Education and the Trustees of the following lands which the Boards on October 8 authorized to be advertised for competitive bids:

(a) That part of W½ of Section 9, Township 45 South, Range 35 East, West of right of way of Miami Canal, 305.83 acres, more or less in Palm Beach County, owned by Trustees of Internal Improvement Fund;

(b) That part of Section 16, Township 45 South, Range 35 East, West of right of way of Miami Canal, less South 200 feet (railroad right of way), 300.01 acres, more or less, in Palm Beach County owned by the State Board of Education,

all subject to ten-year agricultural lease held by Brown Sugar Corporation, expiring October 26, 1972, and subject to any outstanding drainage taxes. Authorization for advertisement was made pursuant to starting offer of $220.00 per acre made by Okeelanta Sugar Refinery, Inc., which advised that it was negotiating for purchase of other lands west of its mill-site. The offering was advertised in the Belle Glade Herald, proof of publication filed, subject to usual provisions for purchaser to pay advertising costs and documentary tax stamps, subject to statutory reservation of oil and minerals and the reserved right of the Board of Education and Trustees to reject any and all bids.

The Director recommended that in event of sale request of the Board of County Commissioners of Palm Beach County be granted, for reservation of 150-foot strip of land West of and adjacent to Miami Canal right of way for future right of way purposes, which would adjust the area offered in Section 9 to 297.48 acres and in Section 16 to 281.34 acres.

Plans and commitments for improvement and use of the land by J. W. Brown of Brown Sugar Corporation, the lessee, were reviewed. The Trustees discussed the lease provision allowing negotiation at the end of the ten-year term, which privilege the lessee felt would be substantially changed if negotiation were with another party.

George Salley, representing Okeelanta Sugar Refinery, said the firm desired to block up its acreage by acquisition of fee title to the land under lease, that it would not upset the lease until its termination, and raised the offer to $300.00 per acre.

The consensus of the members was that since the land had been advertised for sale the bids should be taken with the understanding that the Boards might make a decision, because of the terms of the lease, to exercise the right expressed in the notice of sale "to reject any and all bids."

The Director called out the adjusted area for competitive bids which resulted in a high bid of $505.00 per acre made on behalf of Henry C. Hitch for the 578.82 acres, more or less. The Director did not recommend acceptance of the bid.

Upon motion duly adopted, the Trustees and the Board of Education took the bid under advisement pending further consideration of the circumstances.

BREVARD COUNTY - File No. 1271-05-253.12. On October 8 the Trustees considered application by Robert S. Campbell, riparian owner, with offer of the appraised price of $943.90 per acre for purchase of a 1.9 acre parcel of submerged land in the Indian River in Section 14, Township 30 South, Range 38 East, Brevard County, landward of the established bulkhead line. The land was advertised in the Melbourne Times, proof of publication filed, and objection was filed by William G. Mitchell, attorney, on behalf of Nicholas Pucci.

Upon motion duly adopted, the Trustees accepted the Staff recommendation for deferment pending arbitration between attorneys over the location of the property line.

BREVARD COUNTY - File No. 1384-05-253.12. On October 8 the Trustees considered application by the Board of Public Instruction of Brevard County which offered the appraised price of $1494.12 per acre for a parcel of submerged land in the Indian River in Section 10, Township 22 South, Range 35 East, 0.74 acre in the City of Titusville, Brevard County, landward of the established bulkhead line. The land was advertised in the Titusville Star-Advocate, proof of publication filed and no objection received. The City of Titusville waived objection.

Upon motion duly adopted, the Trustees confirmed sale to the Board of Public Instruction for the price offered.

DADE COUNTY - File No. 1263-13-253.12. On October 8 the Trustees considered application by Edward F. Zimmerman et al, abutting upland owners, with offer of the appraised price of $391.00 per acre for 23.0 acres of submerged land in the Atlantic Ocean at Old Rhodes Key, in the City of Islandia, Dade County, within the established bulkhead lines. The land was advertised in the Homestead News-Leader, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection.

Pursuant to suggestion of Governor Bryant, the Trustees deferred action on the sale.

DADE COUNTY - File No. 1390-13-253.12. On October 15 the Trustees considered application by Sidney L. Weintraub for Clara Weintraub, abutting upland owner, with offer of the appraised price of $336.00

per acre for purchase of a parcel of submerged land in Biscayne Bay in Sections 21 and 28, Township 58 South, Range 41 East, 12.0 acres, more or less, at Old Rhodes Key, City of Islandia, Dade County, within the established bulkhead line. The land was advertised in the Homestead News-Leader, proof of publication filed and no objection received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale to the applicant at the appraised price.

DUVAL COUNTY - On October 15 the Trustees approved grant of 7.60 acres, more or less, of submerged land in the St. Johns River landward of the bulkhead line, in front of the county's upland upon which is located Duval County Court House, to Duval County for public purposes, pending advertisement for objections to conveyance for the limited use as a permanent parking facility and subject to reversion, with the county to reimburse the cost of advertisement and mailing of notices. The parcel was in the St. Johns River southerly of Doggetts Water Lots 1, 2, 3 and 4 and Doggetts Water Lots 11, 12 and 13 and northerly of the established bulkhead line, situate in Z. Hogans Grant in Section 39 and in J. Bellamy Grant in Section 38, Township 2 South, Range 26 East. The land was advertised in the Florida Times Union, proof of publication filed and no protest received.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed dedication to Duval County for the limited public purposes subject to reversion, at option of Trustees, in event of three years non-use for public purposes only or in event of conversion to other uses.

INDIAN RIVER COUNTY - File No. 1074-31-253.12. On October 8 the Trustees considered application by Fred R. Tuerk, riparian upland owner, with offer of the appraised price of $150.00 per acre for purchase of seven tracts of submerged land in the Indian River and Johns Island Creek in Section 35, Township 31 South, Range 39 East, and Sections 1, 2, 12 and 13 in Township 32 South, Range 39 East, Town of Indian Shores, Indian River County, within the established bulkhead line, containing a total of 352.23 acres, more or less.

The land was advertised for objections only in the Vero Beach Press Journal and proof of publication filed with the Trustees.

Resolution adopted November 18 by the Board of County Commissioners of Indian River County was filed on this date, opposing sale of all except that portion lying within the proposed university site. Dr. B. Q. Waddell, County Board Member, said it was recognized as a matter within the jurisdiction of the Town of Indian River Shores but the county opposed the sale on behalf of all citizens, particularly to that part lying West of Johns Island, and that the applicant had disclosed no plan of improvement.

Present in support of the application were Marshall O. Mitchell, Jack Jennings and Alex MacWilliam, Jr., (representing Mr. Tuerk) and Mayor Roland Miller and Engineer Robert Lloyd of the Town of Indian River Shores, Resolution adopted on November 20 by the Town Council urged approval. Mr. Mitchell pointed out on the map areas owned by applicant, bottoms from which fill would be taken, and said that the county had made no objection to establishment of the bulkhead line by the Town Council in January 1962. After discussion, Mr. Mitchell requested approval of all except the lands lying to the West of Johns Island in Section 13, Township 32 South, Range 39 East regarding which area his client would try to work with the county for a satisfactory solution. However, Dr. Waddell maintained objection to all except the proposed university site.

Stating that the applicant seemed within his rights, Mr. Larson made a motion that the application be approved which motion, upon request by Mr. Ervin that the matter be deferred for study, he amended to eliminate those areas west of Johns Island in said Section 13.

Substitute motion made by Mr. Ervin, seconded by Mr. Green and upon vote adopted, approved sale of all lands in the application with the exception of areas west of Johns Island, pending negotiation between the applicant and Indian River County and with Trustees' Engineer Kidd and the Staff to make further study as to those portions.

MONROE COUNTY - File No. 1378-44-253.12. On October 8 the Trustees considered application by Cayo Lago Development Corporation, abutting upland owner, with offer of the appraised price of $235.00 per acre for a tract of submerged land in Broad Creek in Sections 31 and 32, Township 58 South, Range 41 East, 87.75 acres, more or less, surrounding Government Lot 3 of said Section 32 and commonly known as Broad Key. The land was advertised in the Key West Citizen and proof of publication was filed with the Trustees.

Objections filed by Dade County Mangrove Izaak Walton League and the Florida Keys Chapter Izaak Walton League were based on charge of damage to marine life and recreational development for the future. It was pointed out that the area in question was less than 14 miles from Everglades National Park which provided extensive wildlife and recreation areas.

Upon motion by Mr. Ervin, duly adopted, the Trustees deferred action pending examination of the application area by the State Board of Conservation.

PALM BEACH COUNTY - File No. 661-50-253.12. On October 15 the Trustees considered application by Charles G. Hays,abutting upland owner, with offer of the appraised price of $2995.50 per acre for a parcel of submerged land in Lake Worth in Section 17, Township 43 South, Range 43 East, City of West Palm Beach, containing 0.604 acre. The land was advertised for objections only in the Palm Beach Post and proof of publication filed with the Trustees.

Objections were filed by Palm Beach County Chapter of Izaak Walton League, J. W. Patterson and the City Commission of West Palm Beach, the latter with reference to possible future requirements for widening of road. Also, the area District Engineer of the State Road Department recommended reservation of the north 40 feet of the parcel for drainage easement. Since the application had been pending for several years for the area within the bulkhead line fixed by the city and Mr. Hays said that arrangements could be made for a buried pipe for drainage, the Director recommended that objections be overruled.

Upon motion by Mr. Ervin, seconded by Mr. Larson and duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant.

PALM BEACH COUNTY - File No. 1393-50-253.12. On October 8 the Trustees considered application by George F. Brockway on behalf of the Estate of Anton B. Twingstrand, abutting upland owner, for purchase of a parcel of sovereignty land in Boca Ratones Lagoon in Section 16, Township 47 South, Range 43 East, containing 2.106 acres, more or less, appraised at $1573.40 per acre. The land was advertised in the Palm Beach Post, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the appraised price.

APPLICATIONS FOR LAND

DADE COUNTY - File No. 1398-13-253.12. Florence S. Bassett, abutting upland owner, represented by M. B. Garris, Jr., offered the appraised value of $740.00 per acre for a parcel of submerged land in Biscayne Bay in Sections 4 and 5, Township 55 South, Range 41 East, containing 1.02 acres in the City of Coral Gables within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

DADE COUNTY - File No. 1397-13-253.12. On behalf of William H. Krome, Overseas Mobile Homes Parks, Inc., and Sub-Tropic Fruit Company, Inc., abutting upland owners, G. David Parrish offered the appraised price of $391.00 per acre for three contiguous parcels of submerged land in the Atlantic Ocean in Section 22, Township 58 South, Range 41 East, containing 7.6 acres at Old Rhodes Key, City of Islandia, within the established bulkhead line.

Upon request by Governor Bryant, the Trustees deferred action on the application.

PALM BEACH COUNTY - Weiser and Friedheim of Belle Glade, Florida, offered the appraised price of $100.00 per acre for that portion of Section 22, Township 46 South, Range 35 East, lying West of Levee 23 (Miami Canal) less the North 260 feet (secondary canal right of way), containing 537.75 acres, more or less. The land, lying approximately sixteen miles south of Lake Okeechobee and the Town of Lake Harbor, was described as raw, wild land which would require ditching, clearing and roadways in preparation for use as pasture or other agricultural purposes. The Governor's Committee on Recreational Development approved sale or other disposition.

Upon motion by Mr. Green, duly adopted, the Trustees authorized advertisement for competitive bids as required by law, with $100.00 per acre as base bid.

PALM BEACH COUNTY - E. L. Parker of Miami, Florida, offered the area appraised value of $100.00 per acre as starting bid for all that part of Section 26, Township 46 South, Range 35 East, lying west of Levee 23 right of way (Miami Canal), containing 35.81 acres, more or less. The land, lying approximately 17 miles south of Lake Okeechobee and the Town of Lake Harbor, was described as raw, wild land which would require ditching, clearing and roadways in preparation for use as pasture or other agricultural purposes. The Governor's Committee on Recreational Development approved sale or other disposition.

Upon motion by Mr. Green, duly adopted, the Trustees authorized advertisement for competitive bids as required by law, with $100.00 per acre as base bid.

BULKHEAD LINES

PASCO COUNTY - Presented for formal approval was the bulkhead line for Dutchman Key in Anclote Anchorage fixed by Resolution of Board of County Commissioners of Pasco County on April 9, 1963. The petitioners for the line, John and Sylvesta Tsavaris, pledged to abide by the county requirement for donation of ten per cent of beach frontage and two per cent of total filled area for public use. The area was encompassed by the bulkhead line originally contemplated by the county on which the Board of Conservation on May 24, 1962 reported unfavorably. On September 7, 1962 the United States Fish and Wildlife Service filed with the county its protest that the line included lands riparian to upland of the United States as owner of Anclote Key. The applicants, owners of Dutchman Key, on September 11, 1962 filed with the county a favorable report made by John F. DeQuine, Fishery Biologist, which made recommendations for improvement of marine life and fisheries which could be applied during construction of the project. Subsequent to adoption by the County on April 9, 1963 of the bulkhead line for the reduced area, the Board of Conservation recommended that if the line was approved and sale made, dredging should be restricted to the area sold.

The U. S. Fish and Wildlife Service advised on August 23, 1963 that it was requesting action by the U. S. Attorney to appeal the decision of the county in fixing the bulkhead line on April 9, 1963; however, since no suit appeared to have been filed, the U. S. Wildlife Service was notified of consideration on this date. United States Attorney Edward F. Boardman, E. B. Chamberlain and Robert Lines of the Wildlife Service, protested the bulkhead line and contemplated dredging as destructive to marine nursery grounds and wildlife resources in the zone of Anclote Key. The proposed enlargement of privately owned Dutchman Key to approximately 660 acres was called excessive and not in the interest of the public.

Dr. L. J. Tsavaris, applicant, and J. Hardin Peterson said plans for development of the private upland and submerged land within the bulkhead line would have negligible effect on wildlife, would deepen the channel and aid access.

Upon motion by Comptroller Green, seconded by Mr. Ervin and duly adopted, the Trustees deferred action on the bulkhead line fixed April 9, 1963 for Dutchman Key and requested further review by the Trustees' Engineer and Staff with the Board of County Commissioners, the proponents and the objectors.

ST. JOHNS COUNTY - Presented for formal approval was the bulkhead line fixed November 7, 1963 by Resolution of the Board of County Commissioners of St. Johns County for the North River in front of upland of Florida East Coast Hotel Company located in Sections 30, 31, 42, and 43 of Township 6 South, Range 30 East. Upon examination of the map, the members desired further information.

Upon motion duly adopted, the Trustees directed that the bulkhead line be referred to the Board of Conservation for review and recommendation.

MISCELLANEOUS

DADE AND PALM BEACH COUNTIES - The Federal Aviation Agency, holder of Lease No. 1149 (VOR Air Navigation Facility in Biscayne Bay) and Lease No. 1185 (VORTAC radio range station at Belle Glade) requested modification of both leases to eliminate $1.00 annual rental, as the cost of processing by FAA and Trustees exceeded payment received.

Upon motion duly adopted, the Trustees authorized modification of each lease to eliminate requirement of annual rental payment but to retain requirement for annual renewal notice from Federal Aviation Agency to evidence use of the leased areas for the purposes set forth in the leases.

FRANKLIN COUNTY - Subject to approval of the State Board of Conservation, the Trustees granted request of the State Road Department for (1) dedication over submerged bottoms of Apalachicola Bay between Cat Point and St. George's Island in Township 9 South, Range 6 West, Franklin County, and (2) temporary easement to terminate November 15, 1967, for dredging two borrow areas in Apalachicola Bay, both of the above required in construction of the road and bridge to St. George's Island.

LAKE COUNTY - Subject to applicant's compliance with recommendations of the Game and Fresh Water Fish Commission, the Trustees authorized permit to Florida Baptist Convention to remove 10,000 cubic yards of material from bottoms of Lake Yale to improve upland property in Section 13, Township 18 South, Range 25 East, near Leesburg in Lake County, for $500.00, based on the usual charge for such material.

MONROE COUNTY - Des Rocher Sand Company, Inc. requested one-year extension of Sand Lease No. 1296 expiring on December 8, 1963, covering two areas southwest from Boca Chica Key with royalty of 15¢ per cubic yard, $2,000.00 surety bond and $25.00 per month minimum.

Upon motion duly adopted, the Trustees authorized one-year extension of the lease on the same terms.

PALM BEACH COUNTY - Upon motion duly adopted, the Trustees formally approved permit issued by the City of Riviera Beach to R. G. Johnson, Jr., as Trustee, to dredge adjacent to the Intracoastal Waterway and fill an area in Section 27, Township 42 South, Range 43 East, Palm Beach County, West of State Road 703 which was conveyed by Trustees' Deed No. 17203.

PINELLAS COUNTY - Jack J. Holton applied for permit for marina in Boca Ciega Bay at his upland in Section 9, Township 31 South, Range 15 East, at Madeira Beach, for which Pinellas County Permit was granted October 28, 1963 and processing fee of $100.00 was tendered. Notice was issued to adjacent waterfront owner by reason of possible objection to location of catwalk and floating dock adjacent to projection of ownership boundary. The adjacent owner, Dorothy B. Marsh, waived objection subject to condition it would not jeopardize her right to fill to the bulkhead line.

Upon motion duly adopted, the Trustees authorized issuance of permit to contain a provision for protection of right of adjacent owner to fill to the bulkhead line.

PINELLAS COUNTY - Upon motion duly adopted, the Trustees authorized issuance of the following State Permits for which each applicant had paid $100.00 processing fee:

(a) Johns Pass Marina, Incorporated, in Boca Ciega Bay for a marina at applicant's upland in Section 15, Township 31 South, Range 15 East, at Treasure Island for which Pinellas County Permit was granted November 15, 1963;

(b) William F. Gerity for commercial pier at applicant's upland in Section 1, Township 31 South, Range 15 East, at St. Petersburg for which Pinellas County Permit was granted November 7, 1963.

SARASOTA COUNTY - Upon motion duly adopted, the Trustees formally approved permit issued September 17, 1963 by Sarasota County Water and Navigation Control Authority to Kendall I. Lingle and Mary Lingle to dredge boat basin and channel and fill submerged land previously conveyed by Trustees riparian to North 160 feet of South 860 feet of Government Lot 2 of Section 9, Township 38 South, Range 18 East at Casey Key, Sarasota County, within the established bulkhead line.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 842 listing one regular bid for sale of land under the Murphy Act; also County of Brevard Deed No. 101-Corrective to Lee D. Davis issued to correct error in description of land conveyed to the same grantee in Deed No. 101 dated October 1, 1940.

SUMTER COUNTY - The State Road Department requested easement for highway right of way for State Road No. S-462, Section 18505-2601, covering a parcel of land in Section 32, Township 18 South, Range 23 East, in Sumter County, embraced in tax sale certificate Nos. 431 of 1928, 315 of 1929 and 2409 of 1933.

Upon motion duly adopted, the Trustees authorized issuance of the easement requested.

REFUNDS - Upon motion adopted without objection, the Trustees approved issuance of refunds in the amount of $10.00 to each of the following applicants for release of state road right of way reservations, the State Road Department not recommending that releases be granted:

(1) To Richard A. Lawrence. The reservation contained in Brevard County Murphy Act Deed No. 736.

(2) To R. G. Ryan. The reservation was contained in Brevard County Murphy Act Deed No. 1425.

(3) To Broward County Board of County Commissioners. The reservation was contained in Broward County Murphy Act Deed No. 1854.

(4) To Kenneth H. MacKay. The reservation was contained in Marion County Murphy Act Deed No. 1310.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
December 3, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

PALM BEACH COUNTY - Trustees and State Board of Education.

On November 26 the Trustees and the State Board of Education received competitive bids and took under advisement the high bid of $505.00 per acre made on behalf of Henry C. Hitch for the following land:

Trustees of Internal Improvement Fund land:
That part of W½ of Section 9, Township 45 South, Range 35 East, lying west of right of way of Miami Canal, containing 305.83 acres subject to possible reduction to 297.48 acres in event of sale and reservation of 150-foot strip for future right of way adjacent to Miami Canal right of way as requested by Palm Beach County Resolution of November 12, 1963;

State Board of Education land:
That part of Section 16, Township 45 South, Range 35 East, west of right of way of Miami Canal, 300.01 acres subject to possible reduction to 281.34 acres in event of sale and reservation of 150-foot strip for future right of way.

Offering for sale was made subject to outstanding Agriculture Lease No. 1824-1824S held by Brown Sugar Corporation expiring October 26, 1972, and J. W. Brown was heard concerning his firm's commitment to expend $150,000 in improvements under the lease.

Subsequently Mr. Brown proposed a ten-year extension of his firm's lease with offer of $20 per acre per year for the 11th through the 15th years and $30 per acre per year for the 16th through the 20th years. The lessee assured extensive permanent improvements and sugar production.

Trustees' Staff recommended rejection of high bid made for sale of the land, and improvement of the land under the existing lease with amendment to allow ten-year extension. Trustees' Engineer suggested amendment for negotiation of extension based on appraised value of area leased as of the 9th or 10th year of the current ten -year lease. The Trustees discussed the relative benefits to the State of sale or lease and found it difficult to make a determination.

Upon motion made by Comptroller Green for the Trustees, and by Superintendent Bailey for the State Board of Education, duly adopted, the two Boards deferred action on the bid for sale of the land pending negotiation by the Trustees' Staff with the lessee for a possible twenty-year lease.

CHARLOTTE COUNTY - The West Coast Inland Navigation District requested modification of perpetual spoil easement previously granted as Spoil Area C-25 in Section 18, Township 41 South, Range 20 East, in Charlotte County, in order to move the spoil area a distance of approximately 700 feet offshore from the upland property on the mainland. The Corps of Engineers Of the U. S. Department of the Army would convey part of the original area back to the Trustees.

Upon motion adopted without objection, the Trustees authorized modification of the perpetual spoil easement as requested.

CHARLOTTE AND SARASOTA COUNTIES - The West Coast Inland Navigation District requested modification of perpetual spoil easement previously granted as Spoil Area S-1 in Section 36, Township 40 South, Range 19 East in Sarasota County and Section 1, Township 41 South, Range 19 East, in Charlotte County, in order to move the spoil area from an overlap with an area previously conveyed into private ownership. The Corps of Engineers of the U. S. Department of the Army would convey that part of the original area of overlap back to the Trustees.

Upon motion by Mr. Ervin, duly adopted, the Trustees authorized modification of the perpetual spoil easement as requested.

SARASOTA COUNTY - The West Coast Inland Navigation District requested a perpetual easement covering additional right of way required for the Intracoastal Waterway in Dona Bay in Section 1, Township 39 South, Range 18 East, Sarasota County. The District would reconvey to the Trustees the excess right of way caused by a revision of the original alignment.

Upon motion made by Mr. Conner and duly adopted, the Trustees authorized issuance of the easement as requested.

PERMIT POLICY - Boat Houses. Pursuant to directive on November 12, 1963, the Director submitted for consideration basic requirements for applications for boat houses where the structure would include living quarters. After discussion, the Trustees authorized the following requirements which, in addition to the usual data required in applications for State Permits to install boat houses and covered piers or boat slips, would be imposed for structures including living quarters.

1. Require complete construction plans, including sanitary facilities and connections of same to septic tanks or sanitary sewer lines on upland.

2. Require written approval of plans by local Health Department or State Board of Health with reference to disposition of sewage, contamination of public waters or ground water supply.

3. Limit floor area of living space, exclusive of porches, to 750 square feet.

4. Require structure to be at least 200 feet from any other boat house with living quarters and at least 200 feet from residence of any other owner.

5. Require written notice to all owners of riparian upland within 500 feet of proposed installation.

6. Require design to meet aesthetic standards, with approval of Trustees' Staff.

TRUSTEES' FUNDS - St. Johns-Indian River Canal District.

On behalf of St. Johns-Indian River Canal District, Senator Bernard Parrish, Senator Mack N. Cleveland, Jr., Chairman John Krider of the District and Director Randolph Hodges of the State Board of Conservation requested loan of $40,000.00 for alignment and surveys establishing the right of way of the St. Johns-Indian River Canal. The Board of Conservation on this date recommended to the Trustees that the loan be made upon such conditions as agreed upon by the Attorney General as attorney for the Board and Mr. Ferguson as Trustees' Director, and in the light of representations made as to right of way to be donated by land owners.

Attorney General Ervin said that the Trustees had successfully worked out loans for similar projects which had been repaid as obligated, that he felt the purpose here was internal improvement , but that provisions for a formal agreement should be worked out so that it would be on a completely contractural basis with repayment guaranteed plus the usual three per cent interest.

Senator Cleveland explained that Section 63-793 Florida Statutes provided that each of the four participating counties contribute $2,500 annually for work of the District but no tax levy was authorized. Mr. Green suggested a repayment schedule of not less than $2000 per year. Mr. Krider said that the first three or four years the District would use most of its funds.

Upon motion by Attorney General Ervin, seconded by Commissioner Conner and adopted, the Trustees granted request of the St. Johns-Indian River Canal District for loan of $40,000.00 upon such conditions as to repayment, interest, et cetera, as agreed upon by the Attorney General and the Trustees' Director and clearly stipulated in written agreement to be prepared by the office of the Attorney General.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
December 10, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved the minutes of the meetings on November 26 and December 3, 1963, as approved by the Attorney General and copies furnished to each member. With reference to the loan made to St. Johns-Indian River Canal District on December 3, the Board directed that the agreement to be prepared by the office of the Attorney General stipulate that the loan term be not more than ten years.

PALM BEACH COUNTY - On December 3 the Trustees and State Board of Education postponed action on high bid of $505.00 per acre made by Henry C. Hitch for purchase of 578.82 acres, more or less, of Palm Beach County land of the two Boards subject to the unexpired term of ten-year Agriculture Lease No. 1824-1824-S held by Brown Sugar Corporation. The members expressed interest in a comparison of the high bid price with the benefits from a possible extension of the lease (rentals, improvements to the land and earned sugar quota which would attach to the land). Director recommended that the Trustees retain title, reject the sale bid and allow extension of the lease.

Based on the analysis by Trustees' Appraiser William R. Weigel of the sale as compared with the offer for extension of the lease, motion was made by Comptroller Green and duly adopted that, as to the lands title to which was in the Trustees of the Internal Improvement Fund, the Trustees reject the high bid of $505.00 per acre made on November 26 and authorize ten-year extension of the lease to Brown Sugar Corporation with rentals of $20.00 per acre per year for the 11th through 15th years and $30.00 per acre per year for the 16th through the 20th years, concurred in by the State Board of Education as to its lands leased to the Brown firm.

INDIAN RIVER COUNTY - File No. 1392-31-253.12. On October 22 the Trustees considered application made by R. D. Carter Engineering Firm, Inc., on behalf of abutting upland owners, Mrs. Mable R. Lutz, Mrs. Ruth V. Meredith and Mrs. Evelyn W. Smith, with offer of the appraised price of $200.00 per acre for three contiguous parcels of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, containing 2.79 acres, more or less, landward of the established bulkhead line. The land was advertised in the Vero Beach Press-Journal, no protests to the sale were filed, and Central and Southern Florida Flood Control District waived objection.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale in favor of the applicants at the appraised price.

INDIAN RIVER COUNTY - File No. 1223-31-253.12. On October 8, 1963 the Trustees considered application by First Realty Associates, Inc., abutting upland owner, represented by Charles L. Herring, to purchase a tract of sovereignty land in the Indian River in Sections 4 and 9, Township 31 South, Range 39 East, lying westerly of and abutting the mean high water line boundaries of Government Lot 6 in said Section 4 and Government Lot 1 in said Section 9, as said mean high water line existed prior to the opening of Sebastian Inlet, containing 157.32 acres, more or less. On November 6, 1962 the Trustees had referred to Engineer Kidd the original application with offer of $100 per acre for approximately 16 acres of submerged land within the overall tract, part of which was landward of the U. S. survey meander in private record ownership, and to clear title to the remainder which was attached to record ownership, described as mangrove marsh exposed at normal high tide. The offer was increased and revised to $200.00 per acre as recommended by the Staff Appraiser for the 116.92 acres riverward of the meander, and $25.00 per acre for the 17.66 acres landward of the meander.

File No. 1362-31-253.12. On October 8 the Trustees considered application by The Rio Corporation, represented by Henry G. Simmonite, for a tract of sovereignty land in the Indian River in Sections 3 and 4, Township 31 South, Range 39 East, lying westerly of and abutting the mean high water line boundary of Government Lot 2, except the North 167.82 feet thereof, in said Section 3, as said mean high water line existed prior to the opening of Sebastian Inlet, containing 162.18 acres, more or less. Applicant offered $200.00 per acre as recommended by Staff Appraiser for the 69.69 acres riverward of the Government meander and $25.00 per acre for the 92.49 acres being Government lots landward of the meander. Protest of Board of County Commissioners to sale of a portion was reported to have been worked out with the applicant.

Lands in both applications were advertised in the Vero Beach Press-Journal, proof of publication filed, and a large number of objections received based on charge of damage to Pelican Island Wildlife Refuge (about 1 mile from subject area) and natural wildlife resources in the zone. Florida Board of Conservation, U. S. Fish and Wildlife Service, Florida Wildlife Federation, other conservation groups and individuals recommended enlargement of the Pelican Island refuge, preservation of a protective buffer zone, and denial of sales and dredging permits. Many communications indicated lack of correct information, charging proposal to sell an established wildlife refuge, destruction of Pelican Island and that sale was illegal. Staff called attention to dedication in 1963 of large mangrove island offshore from the application area for wildlife reservation under the supervision of Indian River County. Issuance of formal dedication instrument covering this and other islands in the zone had been delayed for procuring reasonably accurate legal descriptions.

The two applications were considered together. It was explained that sale area included no part of Collins Hole nor submerged land under open waters of Indian River, and the official approved U. S. Survey of 1859, U. S. Coast Charts and other data indicated the subject area as tidal mangrove between the riparian upland owner and open waters of Indian River, all within the bulkhead line fixed by Indian River County. First Realty Associates applied as riparian owner claiming all except 16 acres of ponded areas within the application area. Applicants proposal to purchase and clear title was reaffirmed notwithstanding recent suggestion of one U. S. Department of Interior agency (Bureau of Land Management) to another of its agencies (Bureau of Sport Fisheries and Wildlife) that the Land Management Bureau's "formal inspection", made at request of Wildlife Bureau, indicated that the present character of the area was swamp and overflow, ownership of which the United States might withhold from the State of Florida despite the Act of Congress approved September 28, 1850 which stated that swamp and overflow lands "shall be and the same are hereby granted to the State." The United States had made no survey to define the area it proposed to so classify or claim nor did the formal examination as reported to the Trustees take into account the change in level of the Indian River as the result of cutting of Sebastian Inlet since 1909 and the fact that slight lowering of the waters could expose sovereignty tidal mangrove owned by the State from 1845 and give it the appearance of swamp and overflow land. The riparian ownership was predicated upon direct patent from the U. S. into private ownership in 1890 at which time the State's selection of Government Lots 1 and 2 of Section 9 and application for patent to the State as swamp and overflow land had been pending since 1885. The U. S. finally rejected the State's application thirteen years after the U. S. patented the surveyed upland to applicant's predecessor.

Staff suggested that the apparent oversight or disregard of the artificial change in river level should be questioned, also the right of the Bureau of Land Management to withhold from the State any land the Bureau had determined was swamp and overflow under the Act of 1850. If the land was tidal mangrove as of 1845 and 1859 it became vested in the State in 1845, If it was swamp and overflow land as of the years 1845 or 1859 then it vested in the State under the Act of 1850. The record indicated that the Wildlife Bureau produced and distributed its plan to invade the established bulkhead line fixed marginal to private upland, and to enlarge the Pelican Island refuge from less than six acres to 4700 acres, some months before the Bureau of Land Management made its formal examination report, The Staff felt it was necessary to set forth the foregoing by reason of the challenge of the State's title or rights and the riparian rights of its citizens and taxpayers.

The Trustees heard objections from C. Brewster Chapman, Jr., attorney representing U. S. Department of the Interior, representatives from Florida Wild Life Federation, Florida Audubon Society, Florida Nature Conservancy District of Miami, Florida Institute of Conservation, Indian River Area Preservation League, commercial fish interests and others. Mr. Chapman said the lands in question were unsurveyed public domain of the United States, and since his presentation concerned legal questions the Trustees requested that he meet with the Attorney General, as attorney for the Trustees. The Trustees continued the hearing from the standpoint of the propriety of selling the application areas, regardless of title considerations. Objectors emphasized protection of the refuge areas and the surrounding plant and fish life and the value to both tourists and fishing interests.

Messrs. Herring and Simmonite, for the applicants, argued that sale would not damage the Pelican Island refuge, that many other refuge areas protected wildlife, that Indian River County was one of the rapidly growing areas, that applicants had given right of way for road and bridge building which promoted development, and that without improvement the use of their upland was greatly hampered.

Upon motion made by Commissioner Conner, seconded by Mr. Green and duly adopted, that while recognizing the applicants' rights to apply for lands within the established bulkhead line, in keeping with the Board's responsibility toward conservation and being aware of the value of green belts to serve as buffers for wild life and agriculture, the Trustees denied the applications of First Realty Associates, Inc. (File 1223) and The Rio Corporation (File 1362).

APPLICATIONS FOR LAND

DADE COUNTY - File No. 1403-13-253.12. The General Development Corporation, abutting upland owner, offered the appraised price of $7,771.50 per acre for a parcel of submerged land in Biscayne Bay abutting upland property in Section 38, Township 54 South, Range 41 East, City of Miami, 1.02 acres within the established bulkhead line.

Upon motion duly adopted, the Trustees authorized the land advertised for objections only.

DADE COUNTY - Representing the City of Miami, Jack Rice of the City Law Department and Andy Crouch of the Public Works Department discussed proposals for creation of parks and picnic islands in Biscayne Bay by placement of spoil obtained from dredging of Intracoastal Waterway on locations the city desired used as alternates to spoil easements previously granted to the United States. The City of Miami on December 4 adopted Resolutions 35202, 35203, 35205, 35206 and 35208, held public hearing on December 9, and Mr. Rice urged approval without delay since the U. S. Corps of Engineers was to advertise on December 16 for dredging contracts. Mr. Rice said that Col. H. W. Schull, Jr., general engineer of Florida Inland Navigation District , agreed to the city's plan for placement of spoil material which was described as making provision for public access to the Bay, creating recreation areas, straightening the shoreline where debris-catching pockets existed, and using spoil material for public purposes rather than for private uses or undesirable offshore fills. Mr. Crouch discussed the Planning Board's work as approved by the City Commission for creation of two municipal picnic islands and beautification as "passive recreation areas" of submerged lands adjacent to Miramar and Magnolia Park subdivision areas.

(a) City Resolution 35202 objected to disposition of Intracoastal Waterway spoil in the offshore easements along the waterway in Biscayne Bay and requested conveyance of submerged lands between shore and bulkhead line in front of Miramar 3rd Amended Plat for filling as a neighborhood municipal park. The city claimed riparian upland ownership by reason of 1960 Court decree quieting title to a narrow strip platted as a walkway or part of street, which in the recorded plat was perpetually dedicated to the free use of all purchasers of lots. The court case did not appear to have named all lot owners as defendants and the Director recommended denial of application or delay because placement of fill would adversely affect private ownerships. Objections were filed by L. D. Lumpkin, H. H. David, E. H. Valentine, E. L. Sigler and the Miami Miramar Hotel.

(b) City Resolution 35203 proposed that Trustees convey a submerged parcel (about 340 feet wide) between shore and bulkhead line in front of a narrow sliver of land platted adjacent to the bay on the 2nd Amended Plat of Magnolia Park. The recorded plat dedicated the strip (about 320 feet long with a depth of about 10 feet at one end and 25 feet at the other) for use of owners of the sixty-one lots, and Staff felt that owners' consent should be required before conveyance was made for public work or filling permitted.

(c) City Resolution 35205 requested title to "the property and submerged land in the vicinity of spoil areas designated MSA D-6A and CSA D-6" so that municipal picnic island parks might be constructed and maintained for the boating public. The areas were east of the Intracoastal Waterway and not clearly defined, but appeared to be at least 100 acres each. The Trustees were informed that the Staff had agreed, at request of the manager of Florida Inland Navigation District, to initiate no sale or lease of areas under perpetual easement to the United States for spoil deposit. Director had sought advice from the U. S. District Engineer as to use of spoil areas for recreation purposes and was advised that only a limited temporary use right subject to cancellation on notice from the United States could be considered, and that all improvements must be expendable. Deferment was recommended pending documentary showing of consent by the United States, nature and extent of improvements, and assurance concerning administration and policing.

City representatives withdrew from consideration three other proposals, described as follows:

(1) City Resolution 35206 authorized City Manager and City Clerk to grant 3-year spoil easement to U. S. along the north shoreline of Watson Island for deposit of material from waterway work.

(2) City Resolution 35208 opposed use of Spoil Area CSA D-5 which involved private ownership and requested Trustees to grant a temporary easement to the U. S. in the same vicinity, not being clear as to location and extent. Objection received from Park H. Campbell on behalf of owner of Bird Key claimed it was unfair to private owners who had made tentative arrangements with the U. S. for placement of spoil in the neighborhood of Bird Key. Mr. Rice stated the intention was not to deny use of any spoil for Bird Key, but to use spoil for public purposes.

(3) Letter of City Manager dated November 27 advised that the City was negotiating for acquisition of land of Harvey Seeds American Legion Post for a municipal park and that if purchase was not authorized by City Commission on December 4, then the city proposed to have spoil from waterway placed on submerged land owned by the Legion Post within bulkhead line, instead of in spoil areas MSA D-5 and MSA D-5B which were already available.

The Director recommended against approval of Resolutions 35202 and 35203 until private owners were given opportunity to be heard, and deferment of action on Resolution 35205 until filing of written consent by the United States Corps of Engineers and Florida Inland Navigation District. No legal descriptions or accurate plats were available. There was much discussion and many city maps and sketches were displayed on behalf of the city emphasizing improvement of shoreline conditions, creation of recreation areas and public benefit from use of spoil material, the reported approval of Col. Schull, and the need for immediate action. Mr. Rice suggested that the Trustees insert in the instruments any restrictions and limitations desired by the Trustees.

Governor Bryant said that the Board was committed to multiple use of waterway maintenance spoil areas and that the city plan for placement of spoil on alternate areas within the established bulkhead line was desirable. Attorney General Ervin said that the Trustees' policy for years was to maintain the interest of the public, and this was a public project.

Upon motion by Attorney General Ervin, adopted without objection, the Trustees authorized dedication to the City of Miami of (a) the submerged land between shore and bulkhead line in front of Miramar 3rd Amended Plat as requested by City Resolution 35202 for filling as a neighborhood municipal park, (b) the submerged parcel between shore and bulkhead line in front of the narrow strip platted adjacent to the bay on the 2nd Amended Plat of Magnolia Park as requested in City Resolution 35203, (c) and, subject to written consent of United States Corps of Engineers and Florida Inland Navigation District and legal descriptions being furnished, approved request by City Resolution 35205 for dedication of the two submerged parcels in the vicinity of spoil areas MSA D-6A and CSA D-6 for creation of municipal picnic island parks.

BULKHEAD LINES

CITRUS COUNTY - Presented for formal approval was bulkhead line fixed December 3, 1963 by the Board of County Commissioners of Citrus County in the shallow area of the Gulf of Mexico marginal to Sections 30 and 31, Township 17 South, Range 16 East, and Sections 5, 6, 8 and 9, Township 18 South, Range 16 East, all south of the proposed right of way for the Cross-State Barge Canal project. The County Commission by Resolution endorsed the site proposed for construction of an electric generating station by Florida Power Corporation, for which the bulkhead line was fixed. Messrs. N. H. Heindel, J. T. Rodgers and Paul Shelley were present on behalf of the bulkhead line application, and the statement was made that no filling of submerged land was planned but the area was needed for cooling water and offshore protection of the power station.

Upon motion by Mr. Conner, seconded by Mr. Green and adopted, the Trustees formally approved the bulkhead line as established by Citrus County Resolution dated December 3, 1963.

PALM BEACH COUNTY - Presented with recommendation for approval was the bulkhead line established by the Village of North Palm Beach by Ordinance No. 61 dated February 14, 1961 for Little Munyon Island in Lake Worth in Sections 16 and 21, Township 42 South, Range 43 East, Palm Beach County. W. Turner Wallis represented Mrs. Lucile Colyer, the owner of the island, who planned to expand her present boat tour recreation operation and concession facilities on the island. The Staff considered it a desirable use of the area.

Upon motion by Mr. Green, duly adopted, the Trustees formally approved the bulkhead line established by the Village of North Palm Beach on February 14, 1961 for Little Munyon Island.

MISCELLANEOUS

BROWARD COUNTY - Upon motion duly adopted, the Trustees granted to the Florida Inland Navigation District on behalf of the United States a temporary easement or permission to place dredged material from the Intracoastal Waterway on the foreshore and submerged lands below the mean high water mark of the Atlantic Ocean easterly of Van Buren and Madison Streets in the City of Hollywood in Section 13, Township 51 South, Range 42 East, Broward County.

DADE COUNTY - Leo Landis requested 90-day extension for payment of $2370.00, the semi-annual rental due on November 15 under Lease No. 1177 for which the 45-day grace period provided without penalty would expire on January 1, 1964. Mr. Landis and Harold Abbott, former holder of the lease, had filed foreclosure proceedings to reacquire the lease and litigation would extend beyond the grace period.

Upon motion duly adopted, the Trustees allowed 90-day extension with requirement of penalty interest of one per cent per month on the delinquent sum.

MONROE COUNTY - George W. R. Andrade requested 6-month deferment for the ninth payment on Contract No. 22362 which would become due on December 14. The account was in good standing and more than 73% of the total of principal and interest had been paid.

Upon motion duly adopted, the Trustees allowed the 6-month extension for making the ninth payment, subject to requirement of penalty interest in accordance with the contract provisions.

MONROE COUNTY - The City of Key West on behalf of the United States requested (1) perpetual easement for channel right of way over the bottoms of the Gulf of Mexico northerly of the Island of Key West, from deep water into Garrison Bight, and (2) perpetual easements covering two spoil areas in the Bay of Florida necessary for the deposit of spoil from the channel improvement work.

Upon motion duly adopted, the Trustees authorized issuance of the perpetual easements requested by the City of Key West for the United States.

TRUSTEES' OFFICE - To correct extensive leakage through the south and west walls of the Elliot Building into the records vault, proposal was obtained from Western Waterproofing Company for guaranteed waterproofing from the coping above grade to and out upon the foundation footing from the west entrance to the retaining wall on the south side for the sum of $1400.00, not including removal and replacement of shrubbery and earth along the wall. In addition to waterproofing, the firm recommended that a subdrain be placed along the entire length of the footing with outlet pipe to the curb on Apalachee Parkway. It was suggested that arrangement might be made with the State Road Department for the earthwork and subdrain installation.

Upon motion by Mr. Green, duly adopted, the Trustees directed that the matter be referred to Robert Brown of the Construction Division with request for a report on a complete program to take care of the waterproofing.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 843 listing 2 regular bids for sale of Murphy Act lands, and authorized execution of deeds pertaining thereto.

POLK COUNTY - Two applications from Helen S. Pearce were presented for issuance of deeds under Chapter 28317, Acts of 1953 (commonly called the Hardship Act), as follows:

1. Offer of $37.50 for a parcel of land certified to the State under tax sale certificate No. 10651 of 1932 described as West 50 ft. of East 400 ft. of U. S. Govt. Lot 1 in Section 31-30-28.

2. Offer of $12.50 for a parcel of land certified to the State under tax sale certificate No. 10652 of 1932 described as East 12½ ft. of West 50 ft. of East 450 ft. of U. S. Govt. Lot 1 in Section 31-30-28.

Governor Bryant asked for additional information, and action was deferred.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* *

Tallahassee, Florida
December 17, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

LAND SALES

MONROE COUNTY - File No. 1391-44-253.12. On November 5 the Trustees authorized advertisement for competitive bids based on offer by Miss Geraldine Foster of the appraised price of $200.00 per acre for a submerged or tidal shallow bank in Section 15, Township 65 South, Range 34 East, at approximate Latitude 24° 46.86' South, Longitude 80° 54.09' West, lying and being 500 feet southerly of the Overseas Highway and midway between the Conch Keys and Conch Key Channel, sale to be limited to an area not exceeding 450 feet square, containing 4.65 acres, more or less, in Monroe County. No private ownerships were within 1000 feet of the parcel and no request for access was made. The land was advertised for objections and competitive bids in the Key West Citizen, proof of publication was filed and no protest received. Notice of sale cited requirement that successful bidder furnish survey, legal description for the deed and the necessary documentary tax stamps, and that deed would contain the usual oil and mineral reservation.

Bid of $310.00 per acre was received from J. A. Course, and the applicant made the high bid of $315.00 per acre.

Upon motion by Mr. Larson, duly adopted, the Trustees accepted the high bid by Miss Foster and confirmed the sale, purchaser to furnish survey and legal description.

BREVARD COUNTY - File No. 1394-05-253.12. On November 5 the Trustees considered offer of the appraised price of $720.00 per acre from Herbert S. Thompson, et al, abutting upland owners, for purchase of a parcel of submerged land in the Indian River in Sections 33 and 34, Township 21 South, Range 35 East, containing 14.2 acres, more or less, within the established bulkhead line in the City of Titusville, Brevard County. The land was advertised in the Titusville Star-Advocate and proof of publication filed with the Trustees.

Protest to the proposed sale was filed by Merle S. Reeves, M. Elizabeth Scobie, Robert H. Scobie and Margaret S. Higgs, as owners of the Scobie Estate adjoining on the north. There was a curved shoreline in the zone and the Director discussed the method of laying out extensions at right angles to the bulkhead line. He said that revision might be worked out between owners of the two properties.

Upon motion by Mr. Green, duly adopted, the Trustees approved sale of the advertised parcel to the applicant subject, however, to modification of the extension area if found necessary to provide equitable allocation to riparian owners.

DADE COUNTY - File No. 1400-13-253.12. On November 5 the Trustees considered application by Fred C. Belland, et al, abutting upland owners, with offer of the appraised price of $380.00 per acre for 15.32 acres of submerged land in the Atlantic Ocean, and $300.00 per acre for 64.59 acres in Biscayne Bay. The two parcels of submerged land in Sections 25 and 36, Township 57 South, Range 41 East, comprised 79.91 acres, more or less, at Elliott Key in the City of Islandia, Dade County, within the established bulkhead line. The land was advertised in the Homestead News-Leader, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the 64.59 acre parcel in Biscayne Bay and upon request of the Governor, deferred action on the parcel in the Atlantic Ocean.

DADE COUNTY - File No. 518-13-253.12. Staff recommended confirmation of sale to George Stamos, the present riparian upland owner (having purchased upland from the original applicant, Florence B. Moore), of 35.3 acres of submerged land in Sections 31 and 32, Township 56 South, Range 42 East, Dade County, riparian to one of the Ragged Keys in the City of Islandia within the established bulkhead line.

The land was advertised for objections under authorization of December 22, 1959, there were no objections, but action was deferred February 16, 1960 for study and discussion with Dade County. On August 28, 1962 the Trustees adopted a policy agreed upon between Islandia and Dade County whereunder applicants were required to submit detailed development plans including allocations for public roads, parks, et cetera, or pay into a park trust fund jointly administered by the County and Islandia an amount equal to fourteen per cent of the price paid for the submerged land. On August 28, 1962 and August 20, 1963, sales in the group deferred since 1959 were confirmed at $123.00 per acre, the price established in 1959.

Governor Bryant noted that the area was at the northern end of Islandia and location of the causeway might cause a problem, of which the Director said Mr. Stamos was aware.

Upon motion duly adopted, the Trustees confirmed sale of the 35.3 acres, more or less, to the applicant at $123.00 per acre subject to delivery of deed or contract being deferred until the 14% deposit was certified to the Trustees.

SARASOTA COUNTY - On November 5, 1963, the Trustees authorized advertisement for objections only upon application by several riparian owners with offers of $475.00 per acre for purchase of submerged parcels of land in Lemon Bay within the established bulkhead line. The applications were approved by Sarasota County

Water and Navigation Control Authority. Notices of sale were published in the Sarasota Herald, proof of publication filed and no protests received. On this date approval of the following applications was recommended:

> File No. 804-58-253.12 Walter S. Hardin Realty Company applied for 0.58 acre parcel in Section 27, Township 40 South, Range 19 East, Sarasota County
>
> File Nos. 853 and 883-58-253.12 Peter V. Traverso and John Anderson applied for 2 contiguous parcels in Section 16, Township 40 South, Range 19 East, lying Easterly and abutting the South 182 feet of the North 3995 feet of said Section 16, containing a total of 2.14 acres, more or less, Sarasota County
>
> File No. 860-58-253.12 John D. McDonald applied for 1.02 acre parcel in Sections 15 and 16, Township 40 South, Range 19 East, Sarasota County
>
> File No. 869-58-253.12 Robert B. Webb applied for 1.65 acre parcel in Section 16, Township 40 South, Range 19 East, Sarasota County
>
> File No. 1414 and 1415-58-253.12 James V. Watson and Everett F. Hall applied for 2 contiguous parcels containing a total of 0.84 acres, more or less, in Section 16, Township 40 South, Range 19 East, Sarasota County

Upon motion by Comptroller Green, duly adopted, the Trustees confirmed sale of the advertised parcels to the above applicants at $475.00 per acre, the value approved by Staff Appraiser.

APPLICATIONS FOR LAND

The following applications were submitted for purchase of land adjacent to property of the abutting upland owners:

> INDIAN RIVER COUNTY - File No. 1424-31-253.12
> Beindorf & Damerow on behalf of Ole Aslaksen offered the appraised price of $723.66 per acre for a parcel of submerged land in the Indian River in Section 31, Township 30 South, Range 39 East, containing 0.82 acre within the established bulkhead line in the City of Sebastian, Indian River County
>
> INDIAN RIVER COUNTY - File No. 1426-31-253.12
> Ella Jo Stollberg on behalf of Inez Breeding, et al, offered the appraised price of $200.00 per acre for a parcel of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, containing 5.72 acres within the established bulkhead line in Indian River County
>
> INDIAN RIVER COUNTY - File No. 1427-31-253.12
> Ella Jo Stollberg, abutting upland owner, offered the appraised price of $200.00 per acre for a parcel of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, containing 1.91 acres within the established bulkhead line in Indian River County
>
> MONROE COUNTY - File No. 1431-44-253.12
> Roger Hill and wife, abutting upland owners, represented

by G. A. Crawshaw, offered $300.00 per acre or $100.00 minimum price for a parcel of submerged land in Buttonwood Sound in Section 28, Township 61 South, Range 39 East, containing 0.24 acre at Key Largo

Upon motion duly adopted, the Trustees authorized advertisement of the four parcels for objections only.

MISCELLANEOUS

VOLUSIA COUNTY - Bulkhead Line. The Director recommended formal approval of an amended unit of bulkhead line 324.85 feet in length in the Halifax River as fixed November 12, 1963 by the City Council of the City of Holly Hill. The amended line, a prolongation of a previous amendment, began at the intersection of the shore line and easterly end of a filled extension of Third Street and extended northerly on a course approximately parallel to the shore in front of lands (Westward Shores Subdivision) in Thomas Fitch Grant in Section 37, Township 15 South, Range 33 East, Volusia County.

Upon motion duly adopted, the Trustees formally approved the bulkhead line established by the City of Holly Hill on November 12, 1963.

BROWARD COUNTY - Upon motion duly adopted, the Trustees authorized dedication to the State Road Department of a parcel of submerged land containing 0.1 acre, more or less, in the South Fork of Middle River in Section 34, Township 49 South, Range 42 East, Broward County, lying within 40 feet each side of the centerline survey of State Road S-811-A, Section 86520-2601.

BROWARD COUNTY - Upon motion duly adopted, the Trustees granted request of the State Road Department for temporary easement over a forty foot wide strip of submerged bottoms of the North Fork of Middle River in Section 26, Township 49 South,Range 42 East, containing 0.1 acre, more or less, in Broward County. The easement required for construction of a temporary bridge for detour purposes would expire upon completion and acceptance by the Road Department of the new facility for State Road S-811, Section 86170-2504.

Also, the Trustees approved dedication to the State Road Department of 0.2 acre, more or less, of submerged land in said Section 26 for State Road S-811.

LEVY COUNTY - Upon motion duly adopted, the Trustees granted request of the State Road Department for temporary easement to expire January 1, 1968, for dredging 5.5 acres, more or less, of submerged land in the Gulf of Mexico in Section 32, Township 15 South, Range 13 East, Levy County. The material was needed in construction of a public state road, Section 34500-2601.

HIGHLANDS COUNTY - R. A. Baker applied for permit for taking 3000 cubic yards of fill material from Little Lake Jackson in Highlands County to improve a marshy area of upland in Section 6, Township 35 South, Range 29 East, which was disclaimed by the Trustees in 1960. The application showed fill to be taken in accordance with recommended dredging procedure from area owned by applicant. State Game and Fresh Water Fish Commission waived objection.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of the permit without charge, Little Lake Jackson being an unmeandered lake.

LEE COUNTY - File No. 1348-36-253.124. Upon motion by Mr. Larson, duly adopted, the Trustees formally approved the fill permit issued by the Board of County Commissioners of Lee County to fill the 4.87 acre parcel of submerged land conveyed by the Trustees recently to Louise M. Bass.

PALM BEACH COUNTY - Central and Southern Florida Flood Control District made application for an additional right of way easement over a parcel of lake bottom land 80 feet wide and 1050 feet long in Section 12, Township 43 South, Range 36 East, containing 1.93 acres in Palm Beach County along the present levee right of way line of Levee LD-2, across lands included in grant from the Trustees to the City of Belle Glade for use as a rock pit under Permit No. 1144 dated August 14, 1957. Staff recommended modification of the permit to exclude parcel for the right of way.

Upon motion by Mr. Green, duly adopted, the Trustees authorized modification of said permit and issuance of the right of way easement requested by Central and Southern Florida Flood Control District.

VOLUSIA COUNTY - The Pendleton, Inc., applied for State Permit for a pier in the Halifax River for use of apartment tenants at applicant's upland in Section 9, Township 15 South, Range 33 East. The pier would be located 60 feet from the adjacent owners' property line (projected) and 185 feet from adjacent owners' pier. Approval of U. S. Army Corps of Engineers was obtained (SAJSP Permits 63-536).

Upon motion duly adopted, the Trustees approved issuance of pier permit for $100.00 processing fee.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 844 listing one regular bid for sale of Murphy Act land, and authorized execution of deed pertaining thereto.

CITRUS COUNTY - Silous W. Goodman offered $150.00 for conveyance of a parcel certified to the State under tax sale certificate No. 339 of 1932 described as NW¼ of NE¼ of NE¼ of Section 15, Township 19 South, Range 17 East, 10 acres in Citrus County. The

Director explained the basis on which application was made for conveyance under the Hardship Act.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized conveyance under Chapter 28317, Acts of 1953, for the amount offered.

POLK COUNTY - Presented for further consideration was application by Helen S. Pearce with offers of $37.50 for a parcel of land certified to the State under tax sale certificate No. 10651 of 1932 described as the West 50 feet of East 400 feet of U. S. Govt. Lot 1, and $12.50 for a parcel under tax sale certificate No. 10652 of 1932 described as the East 12½ feet of West 50 feet of East 450 feet of said Lot 1, both in Section 31, Township 30 South, Range 28 East. The Director explained the basis on which application was made for conveyance under the Hardship Act.

Upon motion adopted without objection, the Trustees authorized issuance of deeds under Chapter 28317, Acts of 1953, for the amounts offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
December 31, 1963

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

Upon motion by Mr. Green, duly adopted, the Trustees approved minutes of the meetings on December 10 and 17, 1963, which were approved by the Attorney General and copies furnished to each member.

LAND SALES

DADE COUNTY - File No. 1399-13-253.12. On November 5 the Trustees considered offer made by Raymond R. Beatty, abutting upland owner, of the appraised price of $380.00 per acre for 3.36 acres of submerged land in the Atlantic Ocean in Section 30, Township 57 South, Range 42 East, and $300.00 per acre for 12.3 acres in Biscayne Bay in Section 25, Township 57 South, Range 41 East, totalling 15.66 acres, more or less, at Elliott Key in the City of Islandia within the established bulkhead line in Dade County. The land was advertised for objections only in the Homestead News-Leader, proof of publication filed and no protest received.

Upon motion duly adopted, action on the sale was deferred.

DADE COUNTY - File No. 1405-13-253.12. On November 5 the Trustees considered offer made by Damon W. Grover, abutting upland owner, of the appraised price of $380.00 per acre for 1.64 acres of submerged land in the Atlantic Ocean in Section 19, Township 57 South, Range 42 East, and $300.00 per acre for 3.41 acres in Biscayne Bay in Section 24, Township 57 South, Range 41 East, totalling 5.05 acres, more or less, at Elliott Key in the City of Islandia within the established bulkhead line in Dade County. The land was advertised for objections only in the Homestead News-Leader, proof of publication filed, and no protest received.

Upon motion duly adopted, action on the sale was deferred.

DUVAL COUNTY - File No. 1401-16-253.12. On November 5 the Trustees considered application of St. Joe Paper Company, the abutting upland owner, with offer of the appraised price of $2000.00 per acre for a parcel of submerged land in St. Johns River in Sections 14 and 23, Township 2 South, Range 26 East, 4.5 acres, more or less, within the established bulkhead line in the City of Jacksonville, Duval County. The land was advertised for objections only in the Florida Times Union, proof of publication filed, and no protest received.

Upon motion adopted without objection, the Trustees confirmed sale of the advertised land to the applicant at the appraised price.

MARTIN COUNTY - File No. 1383-43-253.12. On November 5 the Trustees considered application of Arthur R. Clonts, abutting upland owner, with offer of the appraised price of $1750.00 per acre for a parcel of submerged land in the North Fork of the St. Lucie River containing 2.85 acres, more or less, in Section 32, Township 37 South, Range 41 East, landward of the established bulkhead line in the City of Stuart, Martin County. The land was advertised for objections only in the Stuart News, proof of publication filed, and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the appraised price.

MONROE COUNTY - File No. 1239-44-253.12. On November 12 the Trustees considered application of Suzanne Kline, abutting upland owner, for purchase of 33.91 acres of submerged land in Hawk Channel surrounding Government Lot 4 in Section 34, Township 66 South, Range 30 East, at Little Bahia Honda Key, for which the applicant offered $250.00 per acre, the amended appraised price. The land was advertised in the Key West Citizen and proof of publication filed with the Trustees.

Florida Board of Parks and Historic Memorials and the Florida Keys Chapter of Izaak Walton League protested the sale. The applicant withdrew the application for which the $50.00 processing fee had been paid to cover advertising costs.

Upon motion duly adopted, the application withdrawal was accepted.

MONROE COUNTY - File No. 1406-44-253.12. On November 5 the Trustees considered application of Albert H. Gross, abutting upland owner, with offer of $425.00 per acre for purchase of a parcel of submerged land in the Bay of Florida in Section 15, Township 64 South, Range 36 East, containing 0.49 of an acre at Lower Matecumbe Key, Monroe County. The parcel was advertised for objections only in the Key West Citizen, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered, being the established price approved by the Staff Appraiser.

MONROE COUNTY - File No. 1407-44-253.12. On November 5 the Trustees considered application of Olive B. Adams, abutting upland owner, with offer of the approved established price of $300.00 per acre for purchase of a parcel of submerged land in Buttonwood Sound containing 1.01 acres in Section 28, Township 61 South, Range 39 East, at Key Largo, Monroe County. The parcel was advertised for objections only in the Key West Citizen and proof of publication filed.

Letter from Florence M. Miller, owner of upland Lots 12 and 13, regarding her use of an entrance at both ends of a breakwater was discussed and map examined. Denial of the sale was not recommended.

Upon motion adopted without objection, the Trustees overruled the protest and confirmed sale of the advertised parcel to the abutting upland owner at the price offered.

MONROE COUNTY - File No. 1409-44-253.12. On November 5 the Trustees considered application of Alex Popp, abutting upland owner, to purchase 1.16 acres of submerged land in the Straits of Florida in Section 13, Township 62 South, Range 38 East, at Key Largo. The land was advertised in the Key West Citizen, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the parcel to the abutting upland owner at the price offered, $300.00 per acre.

MONROE COUNTY - File No. 1425-44-253.12. On November 12 the Trustees considered application by Hazel M. Delk, abutting upland owner, with offer of the approved established price of $300.00 per acre for purchase of 0.34 of an acre of submerged land in the Straits of Florida in Section 14, Township 62 South, Range 38 East, Key Largo in Monroe County. The parcel was advertised in the Key West Citizen, proof of publication filed, and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

MARION COUNTY - File No. 1352-42-253.36. On August 27, 1963, the Trustees deferred action for review and recommendation by the Trustees' Engineer concerning the application of James S. Weaver, Trustee, to purchase a parcel of reclaimed Lake Weir bottom land in Section 23, Township 17 South, Range 23 East, containing 13.45 acres, more or less. The Game and Fresh Water Fish Commission reported that sale and filling would not be objectionable provided no impervious layer was cut and material was taken in a manner to minimize churning and disperson of silt and debris in the lake. The development plan included creation of a canal or open water area in about half of the 13.45 acres and the Trustees' Staff recommended that, subject to acceptance by applicants, sale be made only of that portion to be filled and that the open water area be kept as public waters.

Upon motion adopted without objection, the Trustees approved sale of that portion of the 13.45 acres to be filled (shown in blue on the map) and approved dredging or other operation, in accordance with Game and Fish Commission recommendations, to deepen the water area (shown in green on the map) to be kept in public ownership.

See Minutes Jan. 21, 1964.

APPLICATIONS FOR LAND

HILLSBOROUGH COUNTY - File No. 1428-29-253.12. C. E. Mendez, abutting upland owner, represented by Hill, Hill & Dickenson, made application for purchase of a parcel of submerged land in Hillsborough Bay in Sections 3 and 4, Township 31 South, Range 19 East, containing 78.0 acres within the established bulkhead line in Hillsborough County. The appraised price approved by the Staff Appraiser was $200.00 per acre, and the area was described as industrial.

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

SARASOTA COUNTY - Walter S. Hardin Realty Company submitted applications from the following twenty-five applicants for purchase of twenty-five contiguous parcels of submerged land totalling 13.72 acres, more or less, in Lemon Bay in Sections 4 and 9, Township 40 South, Range 19 East, Sarasota County. The submerged parcels were to be used as temporary spoil areas for waterway improvement work. $475.00 per acre for the land was approved by the Staff Appraiser.

1.	File No. 858-58-253.12	Norman F. Six	0.36 acres
2.	File No. 876-58-253.12	Don Marbley Six	0.18

3.	File No. 868-58-253.12	T. V. Corbin	0.25 acres
4.	File No. 901-58-253.12	First National Bank of Nashville, Tennessee	0.21
5.	File No. 867-58-253.12	T. V. Corbin	0.31
6.	File No. 870-58-253.12	Hubert Grishaw	0.30
7.	File No. 882-58-253.12	William Fuller	0.34
8.	File No. 859-58-253.12	Oswald A. Fonos	0.21
9.	File No. 879-58-253.12	Ruby McKenzie	0.20
10.	File No. 884-58-253.12	Frederick R. Chamberlain, Jr.	0.24
11.	File No. 878-58-253.12	Dick A. Hathaway	0.50
12.	File No.871-58-253.12	W. W. Ward	0.55
13.	File No. 896-58-253.12	Jean D. Weldon	0.38
14.	File No. 880-58-253.12	James H. Ellis	0.43
15.	File No.1411-58-253.12	Ralph Hedges	0.67
16.	File No. 895-58-253.12	Gene M. Stirling	0.96
17.	File No. 863-58-253.12	Wilber B. Boyden	0.80
18.	File No.1412-58-253.12	F. C. McPherson	0.51
19.	File No. 872-58-253.12	Lyman D. Clester	0.99
20.	File No. 865-58-253.12	Thomas D. Yutzy	0.88
21.	File No. 886-58-253.12	Carlton C. Cummins	0.90
22.	File No.1433-58-253.12	John M. Freeman	0.61
23.	File No. 891-58-253.12	Jesse Clark	0.71
24.	File No. 861-58-253.12	Wilson Enterprises of Florida, Inc.	0.42
25.	File No. 894-58-253.12	Miles J. Cruickshank	1.81
			13.72 acres

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

SARASOTA COUNTY - Walter S. Hardin Realty Company submitted applications from the following eight applicants for purchase of eight contiguous parcels of submerged land totalling 4.86 acres, more or less, in Lemon Bay in Section 22, Township 40 South, Range 19 East, Sarasota County. The submerged parcels were to be used as temporary spoil areas for waterway improvement work. $475.00 per acre price was approved by the Staff Appraiser.

1.	File No. 893-58-253.12	Kenneth Kurtz	1.03 acres
2.	File No. 1419-58-253.12	Russell Westerfield	0.36
3.	File No. 1420-58-253.12	Steve Majaras	0.25
4.	File No. 1421-58-253.12	C. J. Kreamer	0.38
5.	File No. 802-58-253.12	Harold R. Stoltzner	0.78
6.	File No. 1434-58-253.12	Annabelle M. McClain	0.39
7.	File No. 851-58-253.12	Harry Uebelle	0.35
8.	File No. 850-58-253.12	Ruth Uebelle	1.32
			4.86 acres

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

SARASOTA COUNTY - Walter S. Hardin Realty Company submitted applications from the following nine applicants for purchase of nine contiguous parcels of submerged land totalling 12.99 acres, more or less, in Lemon Bay in Sections 9 and 16, Township 40 South, Range 19 East, Sarasota County. The submerged parcels were to be used as temporary spoil areas for waterway improvement work. $475.00 per acre price was approved by the Staff Appraiser.

1.	File No. 862-58-253.12	Wilson Enterprises of Florida, Inc.	1.96 acres
2.	File No. 877-58-253.12	Guy A. Burnett, Jr.	0.90
3.	File No. 881-58-253.12	Irving M. Carbino	2.14
4.	File No. 897-58-253.12	Caroline S. Boylston	3.40
5.	File No. 874-58-253.12	Clair C. Gardner	1.58
6.	File No. 849-58-253.12	Katherine G. Brazel	1.31
7.	File No. 1413-58-253.12	James E. Reynolds	0.92
8.	File No. 899-58-253.12	Everet G. Bentley	0.57
9.	File No. 848-58-253.12	Milton M. Morse	0.21
			12.99 acres

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

SARASOTA COUNTY - Walter S. Hardin Realty Company submitted applications from the following eight applicants for purchase of eight contiguous parcels of submerged land totalling 3.09 acres, more or less, in Lemon Bay in Sections 4 and 5, Township 40 South, Range 19 East, Sarasota County. The submerged parcels were to be used as temporary spoil areas for waterway improvement work. $475.00 per acre price was approved by the Staff Appraiser.

1.	File No.898-58-253.12	C. Allison Monroe	0.07 acres
2.	File No. 902-58-253.12	Clarke C. Wilmot	0.08
3.	File No. 890-58-253.12	Clarence H. Martin	0.58
4.	File No. 866-58-253.12	Abraham L. Sainer	0.25
5.	File No. 855-58-253.12	Stephen S. Girard	0.62
6.	File No. 892-58-253.12	Harold J. Yates	0.18
7.	File No. 857-58-253.12	William H. Knull	1.08
8.	File No. 875-58-253.12	Eagle Point, Inc.	0.23
			3.09 acres

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

SARASOTA COUNTY - Walter S. Hardin Realty Company submitted applications from the following eight applicants for purchase of eight contiguous parcels of submerged land totalling 12.68 acres, more or less, in Lemon Bay in Sections 15 and 22, Township 40 South, Range 19 East, Sarasota County. The submerged parcels were to be used as temporary spoil areas for waterway improvement work. $475.00 per acre price was approved by the Staff Appraiser.

1.	File No. 1323-58-253.12	East Coast Investment Co.	0.79 acres
2.	File No. 1322-58-253.12	Edwin A. Thompson	1.84
3.	File No. 852-58-253.12	Mable M. Horton	0.98
4.	File No. 1416-58-253.12	Frank S. Stallard	0.80
5.	File No. 854-58-253.12	Stephen S. Girard	1.77
6.	File No. 1422-58-253.12	William A. Norris	0.96
7.	File No. 1417-58-253.12	Harry C. Green	4.67
8.	File No. 1418-58-253.12	John K. Stoltzner	0.87
			12.68 acres

Upon motion duly adopted, the Trustees authorized advertisement for objections only.

SARASOTA COUNTY - E. G. (Dan) Boone made application for deeds conveying a total of 0.88 acre, more or less, to several owners who filled in Dona Bay in Section 1, Township 39 South, Range 18 East, between their uplands and the bulkhead line approved by the Trustees on February 27, 1962. The Board of County Commissioners of Sarasota County in its Bulkhead Resolution of January 31, 1962 recommended that the riparian owners be granted dredge and fill permit , but the Trustees took no action on the filling since the submerged land had not been sold. Mr. Boone stated that upon receiving from the Trustees official approval of the bulkhead line, the County Board issued the seawall and fill permit, the six owners filled without realizing that the submerged lands were owned by the State, and the owners now sought deed at a fixed price of $250.00 per acre for the areas filled since February 27, 1962.

The Staff had agreed to secure appraisal upon receipt of certain information, including description of the parcel to be allocated to each owner, title certificate, statement of cost of filling and bulkhead construction. Sale was recommended to riparian owners at the appraised value in filled state with any consideration of the filling costs the Trustees might allow, and with minimum charge of $100.00 per deed. The total area filled was 635 feet long at the bulkhead line and the maximum extension about 80 feet. There was discussion concerning the nature of the present upland ownership since the area under consideration appeared to be part of a recorded plat.

Upon motion by Mr. Ervin, duly adopted, the Trustees recognized applicants as riparian owners and agreed to make sales on the basis of an appraisal fixed by the Staff Appraiser of the land in the unfilled state, without requiring $100.00 minimum for each.

BULKHEAD LINES

BREVARD COUNTY - Presented to the Trustees for approval was a bulkhead line established by Resolution of the Board of County Commissioners of Brevard County adopted in regular meeting on October 18, 1962, said line being offshore of uplands on the easterly side of Newfound Harbor in Section 30, Township 24 South, Range 37 East.

Upon motion duly adopted, the Trustees formally approved the bulkhead line as established by Resolution of the Board of County Commissioners of Brevard County on October 18, 1962.

PINELLAS COUNTY - On June 18, 1963, the Trustees deferred action for advice from Pinellas County Water and Navigation Control Authority as to approval of a unit of the bulkhead line fixed by the Authority on June 26, 1959, which was excepted from Trustees' approval on August 1, 1961 since it was then within the right of way for State Road 55, the Sunshine Skyway. The unit was within an area of the right of way which was relinquished by the State Road Department on June 10, 1963. The County Authority recommended approval of the line which was easterly of that portion of the Skyway northerly of the northernmost relief bridge.

Upon motion adopted without objection, the Trustees formally approved the unit of the bulkhead line as re-affirmed by the County Authority.

PALM BEACH COUNTY - The Trustees considered the revised bulkhead line established by City of West Palm Beach by Ordinance No. 838-63 adopted on September 23, 1963 which realigned portions of the bulkhead line in Lake Worth fixed August 26, 1957 by Ordinance No. 614 approved by Trustees October 22, 1957. Extensive units of the 1963 line appeared identical with the 1957 location. Local hearings on the revision were held in 1962 and 1963 and much opposition to filling in Lake Worth resulted in action by the city to restrict or pull back portions of the line.

Those expressing approval of the revised line included Florida Board of Conservation, Palm Beach County Chapter of Izaak Walton League, Audubon Society of Everglades, West Palm Beach and Palm Beach Garden Club, West Palm Beach Fishing Club, Senator Ralph J. Blank, Representatives Roberts, Thomas, Reed and Moudry, A. V. Mongiardino and others. Grover C. Herring, City Attorney, and Commissioner G. S. Williams as official representative of the City Commission, reviewed the matter and urged approval of the line adopted by the local governing body. It was stated that the line was the most practical line that could be drawn in accordance with the wishes of the majority of the people, that no riparian rights nor common law rights were violated, no vested interests impaired, that no interest of the State would be damaged by bringing the line shoreward and that at no point had the 1957 bulkhead line been extended. Mr. Williams said that the public by a straw vote turned down the city auditorium proposal for construction on submerged land in the Cove and the public demanded no further fills in Lake Worth. The Trustees also heard Miss Letitia Kent and Mrs. Aetha Green representing the conservation groups, Izaak Walton League and Audubon Society.

Protesting the revision were S. C. Stackhouse for Garden Lane Apartments and Douglas Entrance, Jack Willson for Mrs. Ben C. Stewart and Olive Street Properties, Paul W. Potter, Eugene Potter, Cordova Holding Company, Mrs. Leon A. Moore, Volly D. Townsend, Mrs. V. W. Matteson, Charles P. Houston, Paschal C. Reese and W. V. Varn for Stafford and John B. Beach, James S. Ryon, S. Castiglioni, Stanley Peeler and others. S. B. Burdick, ending a term on the City Commission, disagreeing with other Commissioners, said that the revision was the result of insufficient public education and hysteria regarding "save the lake" whereas less than one per cent of the area of Lake Worth was involved, that the realignment was based on no valid criteria, that debris-catching areas were not corrected by the new line, that the Cove area was a mud flat and conservation values were not involved, and that the revision would cause the city to have to acquire right of way for widening Flagler Drive at great cost. Messrs. Varn, Willson and Potter called the city action discriminatory and confiscation of private rights and urged that no hasty action be taken on this date.

The Trustees' Staff recommended unfavorably as to units shown on Map Sheets 3, 4, 5 and 6 and suggested reconsideration by the city on portions of the new line where revisions were so slight as to hardly justify revision, offered insufficient extensions to allow improvement, would result in irregularities of shore contour or were ill-suited to improvement of Flagler Drive. Attention was called to Butler Act filling prior to 1957 which disfigured the shore line and inundations of lakefront homes reported during the 1928 hurricane, which neither the 1957 nor 1963 bulkhead line dealt with adequately or realistically.

Attorney General Ervin expressed the opinion that the Trustees should follow wherever possible the recommendations of local governing units, especially when, after much public controversy, the city desired to restrict bulkhead lines and stop fills in the lake, and there were expressions of approval from members of the Legislature.

Upon motion by Mr. Ervin, seconded by Mr. Green, and adopted without objection, the Trustees formally approved the revised bulkhead line adopted by City of West Palm Beach by Ordinance No. 838-63 dated September 23, 1963.

Also, the Trustees adopted motion by Mr. Green that the City Commission be asked to consider returning to the Trustees the submerged land in the Cove conveyed in 1961 for the proposed city auditorium.

MISCELLANEOUS

BREVARD COUNTY- The Canaveral Port Authority on behalf of the United States of America requested perpetual easement covering five spoil areas in the Indian River in Sections 10 and 15, Township 24 South, Range 36 East; in the Banana River in Section 17, Township 24 South, Range 37 East; and in the Atlantic Ocean easterly of Canaveral Harbor.

Also, application was made for conveyance of fee title to four tracts in Sections 2, 3, 4, 9, 10, 11, 12 and 16 of Township 24 South, Range 37 East, comprising a total area of 971.5 acres restricted for use for public purposes only, all necessary in the construction in connection with enlargement of Canaveral Harbor. Since a large portion of two of the four tracts lay within the use dedication for the NASA projects authorized by the Trustees to the U. S. A. some months ago, it was recommended that conveyance be subject to the dedication.

Upon motion duly adopted, the Trustees granted perpetual easement covering the five spoil areas requested by the Canaveral Port Authority on behalf of the United States; also, the Board authorized conveyance of fee title to the four tracts totalling 971.5 acres for public purposes only with provision for reversion, the conveyance to be subject to the use dedication previously granted for the NASA projects.

CHARLOTTE COUNTY - The Board of Conservation referred to the Trustees' office a complaint made on behalf of oyster bed lessees concerning a fishing shack between two seeded lease areas in the southeast portion of Bull Bay in Charlotte County, near Cape Haze. Investigation disclosed two unauthorized offshore buildings on pilings. One owner protested that his building replaced an earlier structure used for forty years but did not offer to lease. The other owner made application for lease accompanied by maps of areas approved by the State Board of Health for harvesting shellfish, but information in both cases was insufficient for identifying the locations on maps. Representative D. Frank Smoak stated there were four such buildings which he did not think were damaging.

The Board of Conservation, finding no actual incompatibility between the oyster lease and the buildings, recommended that leases be granted for the existing buildings, the leases to define locations, lease period and rental, with cancellation clause and sufficient surety bond to guarantee removal upon termination of lease. Director Randolph Hodges saw no objection to a limited number of such buildings if under control so that if it became a threat to oysters the lease could be cancelled.

Attention was called to the policy adopted on November 15, 1960 directing that no campsite leases be approved for any future construction of houses on barges or pilings in offshore areas. Attorney General Ervin recalled that there had been complaints about unsightly shacks on pilings, and he felt the 1960 policy was to prevent any new buildings offshore. He felt that the Trustees might recognize the equity in cases where buildings had long been in existence and require them to come under lease from the State, and that granting such a privilege would not cancel the policy adopted in 1960.

Upon motion by Attorney General Ervin, duly adopted, the Trustees directed that the owners of the two offshore buildings be granted a period of time not to exceed six months in which to file lease application with the required maps and data, including a showing of State Board of Health approval, and that such applications be brought back to the Board with recommendations.

DADE COUNTY - File No. 1230-13-253.124. Upon motion duly adopted, the Trustees formally approved the fill permit issued by the City of Islandia for filling the 2.84 acre parcel of submerged land lying in Biscayne Bay at Elliott Key, Dade County, which was conveyed by the Trustees to Dorothy Jane Nordt under the referenced file number.

DADE COUNTY - Sinclair & Barfield on behalf of Pirates Bay Marina, Inc., requested 60-day extension of time for making the fifth payment in the amount of $3002.35 under Contract No. 22903-A for Dade County land. The grace period for payment expired December 24, 1963 and there being no meeting of the Trustees between December 17 and 31, memorandum of the request was circulated to the Trustees on December 20 and approval of extension was indicated. Staff recommended the extension subject to payment of penalty interest of one per cent per month.

Governor Bryant requested a memorandum of information on the contract, and the action of the Board was to hold the request for extension without prejudice until a later date.

FRANKLIN, GULF, CALHOUN, LIBERTY, GADSDEN AND JACKSON COUNTIES - Florida Gravel Company made application for two-year extension of Sand and Gravel Lease No. 296-A expiring January 1, 1964. The lease covered Apalachicola and Chattahoochee Rivers for removal of sand and gravel with royalty of 15¢ per cubic yard, monthly minimum of $25.00 and $500.00 surety bond.

Upon motion adopted without objection, the Trustees authorized two year extension of Lease No. 296-A on the same terms and conditions.

GLADES COUNTY - By Resolution No. 64-4 adopted December 23, 1963, the Glades County Board of Public Instruction requested permit to excavate to remove rock from a 6.0 acre parcel of reclaimed lake bottom land in Section 12, Township 42 South, Range 32 East, Glades County, to be used for building, playground and site improvement only, with provision for cancellation of the permit in event the Board of Public Instruction should abandon its right to remove the material for a period of two years. Central and Southern Florida Flood Control District waived objection.

Upon motion by Mr. Green, duly adopted, the Trustees granted the permit with provision for cancellation as stated above.

GLADES COUNTY - Lykes Brothers, Inc., holder of Grazing Lease No. 1159 expiring January 21, 1964, covering 50.87 acres of land in Section 34, Township 40 South, Range 32 East, Glades County, made application for one-year extension. The lease provided for cancellation by the Trustees upon 90-day notice and rental at $1.00 per acre per year.

Upon motion adopted without objection, the Trustees authorized one year extension of Lease No. 1159 on the same terms and rental.

LEE COUNTY - Trustees and State Board of Education. The Director recommended approval by the Trustees for execution by the Florida Board of Parks and Historic Memorials of revised Land Use Agreement between the Park Board and the United States Department of Interior, Bureau of Sport Fisheries and Wildlife Service. On October 22, 1963 the Board of Education and Trustees approved a proposed twenty-five year lease or land use agreement covering the areas at Sanibel Island in Lee County dedicated by the two State Boards for the Jay N. (Ding) Darling Wildlife Sanctuary, subject to amendment to require initial installation of sanitary facilities within two years, submission of master plan of general development within one year, and annual or biennial reports on use and management. The amended requirements were approved by the Park Board and the provisions were submitted to the U. S. Fish and Wildlife Service which accepted, conditioned upon appropriation of funds by Congress. That condition was not acceptable as submitted and new modification provided for cancellation in the event of failure of Congress to appropriate funds for a period of five years. The Land Use Agreement, as so revised, was executed by the Federal Agency.

Concurring with action taken by the State Board of Education, the Trustees of Internal Improvement Fund approved execution by the Park Board of the revised Land Use Agreement between Florida Board of Parks and Historic Memorials and the United States Department of Interior, Bureau of Sport Fisheries and Wildlife Service.

MARTIN COUNTY - Harry W. Stewart on behalf of Gene T. Dyer and wife made application for quitclaim of undivided one-eighth of minerals and undivided one-fourth of petroleum in the S½ of SW¼ of Section 27, Township 38 South, Range 38 East, Martin County, for the purpose of correcting error in an exchange deed made January 7, 1958 between Allapattah Cattle Company and the Trustees. The deed purported to convey to the Trustees the above mentioned oil and mineral interests in the entire Section 27, whereas the S½ of SW¼ of Section 27 was not part of Allapattah's holdings and through a clerical error was included in the deed.

Upon motion duly adopted, the Trustees authorized issuance of quitclaim deed without charge, limited to the purported oil and mineral interest in said parcel arising out of the above mentioned deed of exchange.

OKEECHOBEE COUNTY - The Staff recommended approval of easement secured from David G. Swartz as Trustee, holder of Lease No. 1200, and submitted by Florida Game and Fresh Water Fish Commission for the construction and maintenance of a public boat launching ramp and access strip on a portion of the leased premises at Taylor Creek in Okeechobee County. The easement provided for reversion to lessee in event of abandonment by the State. Lease No. 1200 by its terms would expire September 14, 1983.

Upon motion duly adopted, the Trustees approved the easement and directed that the Florida Game and Fresh Water Fish Commission and the lease holder be furnished certified copies of these minutes evidencing approval.

PINELLAS COUNTY - The City of Tarpon Springs requested modification of Dedication No. 23463 approved by the Trustees on August 27, 1963, to substitute Pinellas County to supervise the 106.4 acres of submerged land in Anclote Anchorage in Sections 9 and 10, Township 27 South, Range 15 East, for public recreation purposes. City Resolution adopted on December 17 stated that the county had agreed to develop the recreation area and that transfer of dedication of the submerged land and conveyance of the adjacent city upland were approved by city freeholders referendum on December 2, 1963. By Resolution, Pinellas County agreed to reversion to the city in event of failure within three years from date of delivery of deed to construct, operate and maintain the property for public recreation.

Upon motion by Mr. Green, duly adopted, the Trustees authorized new dedication to Pinellas County, superseding Dedication No. 23463, providing for supervision and management of the area for public recreational and beach purposes with provision for the same to enure to the City of Tarpon Springs in event of failure of the county to do the construction and open the 106.4 acres as beach and recreation area to the public or in event of failure to maintain and use the area for said purposes, in accordance with the above mentioned Resolutions of the city and county.

Attorney General Ervin requested that the minutes make reference to the successful efforts of the State of Florida in consultation with the Secretary of the Interior Stewart L. Udall and the United States Justice Department in the matter of emerged lands which formed on submerged land, and that the Federal Government in the Floyd A. Wallis case had acceded in the request made by Louisiana and Florida. As information, Mr. Ervin and Mr. Parker discussed the ruling by the Director of the Bureau of Land Management on June 7, 1956, concerning Floyd A. Wallis of the State of Louisiana in the matter (BLM-A 037435-9 and BLM 042-017), which was followed in 1960 by a similar ruling against Florida involving certain islands off the coast of Florida. The pertinent paragraph of the Florida ruling (Federal Register, November 17, 1960, page 10954) was as follows: "The islands have formed in relatively recent years upon the open bottom of the Gulf of Mexico, outside of the considered shoreline of the State as of 1845, the date of Florida's admission into the Union. This formation as attested by historical maps and coast charts, occurred between 1845 and 1953, the date of the submerged lands act at which time title to the bed of the Gulf of Mexico rested in the United States. Therefore, within the interpretation of the judgment in the case of United States vs Louisiana (339 U.S. 659) the islands are held to be public lands. Since their apparent formation was subsequent to 1850 it appears that they are not subject to the Act of September 28, 1850 (Stat. 519)." In 1960 the States of Louisiana and Florida requested permission from the Secretary of the Department of the Interior to file a brief protesting the Wallis decision, which was granted.

Through the joint efforts of the Governor, the Attorney General and his Special Assistant, Mr. Cody Fowler, together with the helpful assistance of the Congressional Delegation, the ruling in the Wallis case was reversed by Secretary of the Interior Stewart L. Udall in a decision which was released to the news media on December 30, 1963. Secretary Udall's action was based on an opinion rendered to him by Honorable Archibald Cox, Solicitor General of the United States, on December 20, 1963, in which the Solicitor General gave a comprehensive review of the effect of the act of Congress in the passage of the Submerged Lands Act, 43 U. S. C. 1301, et seq. in 1953 and the intention of Congress by the use of certain language in this act that had application to these naturally formed islands on the beds of submerged lands in the navigable waters of the states. Solicitor General Cox concluded his opinion in the following language:

> "Accordingly, it is my opinion that the Submerged Lands Act releases any former claim of the United States to the lands naturally-made as islands which formerly were lands beneath the navigable waters as defined in Section 2 (a) of the Submerged Lands Act. The Wallis ruling, so far as inconsistent with this conclusion, should be disapproved."

This opinion of the Solicitor General was approved by Attorney General Robert F. Kennedy and forwarded to the Secretary of the Interior for his guidance in this matter.

TRUSTEES' FUNDS - Representative Allison R. Strickland of Citrus County requested consideration of loan of $50,000.00 to the county to be used for canal construction to hold water in the Tsala-Apopka chain of lakes. Citrus County was authorized by Chapter 63-1073, Acts of 1963, to secure loan from the Trustees in an amount not to exceed $50,000, which was to be repaid not to exceed $5,000 per year from race track funds received by Citrus County. Mr. Strickland said the county would adopt and forward a resolution requesting the loan and he asked that the Attorney General prepare an agreement.

The Trustees indicated that favorable consideration would be given to Citrus County Resolution requesting loan of $50,000 to be used for the purpose explained, and the matter was referred to the office of the Attorney General for preparation of an agreement between the Trustees and the Citrus County Commission.

TRUSTEES' OFFICE - Upon motion duly adopted, the Trustees authorized purchase of two G-F filing cabinets, legal-sized, four-drawer, without lock, olive green color, priced at $130.00 less 15%, or $111.50 each.

SUBJECTS UNDER CHAPTER 18296

Upon motion adopted without objection, the Trustees approved Report No. 845 listing County of Brevard Deed No. 1382-Corrective Supplemental to O. G. Exline issued for the purpose of correcting plat book and page number in the description in original Deed No. 1382 dated June 2, 1948 to the same grantee.

BREVARD COUNTY - On May 21, 1963, pending investigation by the Governor's Recreational Development Committee, the Trustees deferred action on request by the Board of County Commissioners of Brevard County for dedication of the S½ of SE¼ of Section 13, Township 24 South, Range 36 East, 80 acres, for public recreational purposes under supervision of the county. A dedication of the area in 1956 to the State Road Department and county jointly for use as a source for road building material was shown subject to cancellation for non-use and the Road Department filed assent for revocation of the dedication. Mr. Kidd, Chairman of the Committee, reported that the property was potentially very valuable, located 2½ miles north of State Road 520 and ideally situated for a public recreation site on Merritt Island.

Upon motion by Attorney General Ervin, duly adopted, the Trustees re-dedicated the eighty acres to Brevard County for public park purposes only subject to approval by Trustees of county development plans, provision for public road rights of way and reversion to the Trustees in event of non-use.

CITRUS COUNTY - W. R. Kabrich and wife offered $940.00 for conveyance of a parcel of land certified to the State of Florida under Chapter 18296 under tax sale certificates Part 1031 of 1927 and Part 636 of 1930 described as Government Lot 2, less railroad and hard road and less North 200 feet in Section 10, Township 20 South, Range 20 East, approximately 47 acres. Applicants were record title holders on June 9, 1939 and the application complied with provisions of the Hardship Act.

Upon motion duly adopted, the Trustees authorized conveyance under Chapter 28317, Acts of 1953, for the amount offered.

HERNANDO COUNTY - Precious O'Neal, widow of former owner on June 9, 1939, offered $50.00 for conveyance of a parcel of land certified to the State of Florida under Chapter 18296 under tax sale certificate No. 1677 of 1931 described as the N½ of SE¼ of NE¼ of NW¼ of Section 35, Township 23 South, Range 20 East. Application complied with provisions of the Hardship Act.

Upon motion duly adopted, the Trustees authorized conveyance under Chapter 28317, Acts of 1953, for the amount offered.

DUVAL COUNTY - Upon motion duly adopted, the Trustees authorized issuance of refund in the amount of $10.00 to Jones and Foerster for the reason that the State Road Department did not recommend release of the state road right of way reservation contained in Duval County Murphy Act Deed No. 876.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

* *

Tallahassee, Florida
January 7, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	Richard W. Ervin	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R. Kidd	Engineer

INDIAN RIVER COUNTY - File No. 1438-31-253.12. R. D. Carter Engineering, Inc., on behalf of Edward J. Ambrose and wife, abutting upland owners, offered $200.00 per acre (price approved by Staff Appraiser) for purchase of a parcel of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, containing 0.96 acre landward of the established bulkhead line in Indian River County.

Upon motion duly adopted, the Trustees authorized the parcel advertised for objections only.

INDIAN RIVER COUNTY - File No. 1444-31-253.12. Charles L. Herring on behalf of Jacob Kepnes, the abutting upland owner, offered $200 per acre (price approved by Staff Appraiser) for purchase of a parcel of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, containing 3.03 acres landward of the established bulkhead line in Indian River County.

Upon motion duly adopted, the Trustees authorized the parcel advertised for objections only.

MONROE COUNTY - File No. 1408-44-253.12. C. G. Bailey on behalf of Floyd Flexon, the abutting upland owner, offered $300.00 per acre (price approved by Staff Appraiser) for purchase of a parcel of submerged land in Hawk Channel in Section 1, Township 67 South, Range 28 East, containing 0.82 acre at Summerland Key in Monroe County.

Upon motion duly adopted, the Trustees authorized the parcel advertised for objections only.

MONROE COUNTY - File No. 1443-44-253.12. G. A. Crawshaw on behalf of James A. Bomar, the abutting upland owner, offered $300.00 per acre (price approved by Staff Appraiser), or $100.00 minimum in this instance, for purchase of a parcel of submerged land in Blackwater Sound in Section 11, Township 61 South, Range 39 East, containing 0.33 acre at Key Largo in Monroe County.

Upon motion duly adopted, the Trustees authorized the parcel advertised for objections only.

SARASOTA COUNTY - Clarification was requested regarding processing of deeds approved by the Board last week pursuant to application made by E. G. (Dan) Boone on behalf of Robert S. Baynard, Gene L. Green, Joseph H. Brown, Venice-Nokomis Methodist Church, David O. Sawyer and Winifred H. Parcher to purchase six contiguous parcels of sovereignty land aggregating 0.88 acre in Section 1, Township 39 South, Range 18 East, within established bulkhead line. The land was filled since February 27, 1962 under fill permit granted by Sarasota County Water and Navigation Control Authority but not approved by the Trustees. The area was part of an unnumbered parcel appearing intended as park or other public area with roads or streets on the map of Baypoint Subdivision recorded in 1925 and the Baypoint Corrected map of 1929. Applicants claimed title to the riparian upland under conveyances from the estate of the platting owner and the Trustees on December 31 recognized applicants as riparian owners and authorized sales based on appraised value in the unfilled state.

Upon motion duly adopted, the Trustees reaffirmed sale to the six applicants at price to be fixed by the Staff Appraiser on the land in the unfilled state, waived $100.00 minimum and held that advertisement was unnecessary because the land was already filled.

BREVARD COUNTY - File No. 1436-05-253.129. Without objection, the Trustees authorized issuance of disclaimer under Section 253.129, Florida Statutes, for $10.00 charge, covering 2.953 acres in the Banana River filled in 1939 for which request was made by Snow and Campbell on behalf of the upland owner, Arthur Gerlach.

DADE COUNTY - J. O. Phillips of Miami was heard briefly with reference to a proposed resolution which he had delivered to the Comptroller regarding filling of submerged lands at Mashta Point in Dade County. Since the matter was not on the agenda and was in litigation, the Attorney General advised that no determination nor action was appropriate, that his office was in the process of reviewing evidence and information in relation to the litigation and would be glad to review the proposed resolution and evidence Mr. Phillips desired to file.

It was so ordered.

MARTIN COUNTY - M. P. Nelson requested permit for installation of a marina in Manatee Pocket of the Indian River at applicant's upland in Hanson Grant near Port Salerno, Martin County, which conformed to local zoning and had been approved by the Board of County Commissioners.

Upon motion by Mr. Green, duly adopted, the Trustees approved issuance of State Permit for the marina for $100.00 processing fee.

MONROE COUNTY - (SAJRE-2) United States Army Corps of Engineers requested grant of 12-month irrevocable rights of entry for the United States to fill and construct permanent missile sites on sovereignty lands riparian and adjacent to upland, as follows:

(a) 2.81 acres adjacent to Government Lot 1 of Section 19, Township 67 South, Range 26 East at Boca Chica Key abutting upland shown to be property of Hilary F. Whalton (Site KW-10); and

(b) 1.54 acres adjacent to United States Navy lands at Fleming Key (KW-80), Monroe County.

The request called the need urgent to expedite advertisement and letting of contracts and that the United States would proceed to acquire the fee title to the land to be filled. Staff felt that written consent of the private owner should be a condition as to the 2.81 acre parcel in Monroe County.

Upon motion by Attorney General Ervin, duly adopted, the Trustees granted 12-month irrevocable rights of entry for the filling and construction requested by the Corps of Engineers, subject to the United States securing riparian rights from the upland proprietor.

ST. LUCIE COUNTY - The Board of County Commissioners of St. Lucie County by Resolution adopted December 17, 1963, and the City Commission of Fort Pierce by Resolution adopted December 23, 1963, each requested that Trustees make no sale to any private interest but retain as a perpetual recreation area "Coon Island", being under perpetual easement to the United States for use as a spoil area (MSA SL-7) for the Intracoastal Waterway. Temporary use by the city for public recreation was approved September 30, 1960 by the United States Army Corps of Engineers and on October 30, 1960 by Florida Inland Navigation District subject to condition that improvements consisting of temporary benches, tables and shelters would be promptly removed upon request of the United States and the Navigation District, and on January 24, 1961 the Trustees authorized use of Coon Island subject to said condition. The Director reported that inquiries regarding purchase had been received, and the perpetual spoil easement status of Coon Island was explained.

Upon motion unanimously adopted, the Trustees affirmed the use right of Coon Island in MSA SL-7 of Intracoastal Waterway to the City of Fort Pierce for public recreation subject to the conditions set forth in City Resolution No. 2050 adopted January 16, 1961, directed that Coon Island be reserved for the present authorized uses and in event of termination of the perpetual spoil easement that the island be held for public purposes only. The Board directed that certified excerpt from these minutes be furnished to the Board of County Commissioners of St. Lucie County, City Commission of Fort Pierce, Florida Inland Navigation District and the U. S. Army Corps of Engineers to evidence the authorization.

ST. LUCIE COUNTY - On January 2, 1962 the Trustees authorized two-year moratorium on payment of principal of the 6th, 7th, 8th and 9th payments under Contract No. 22194 (148-56) subject to payment of the contract interest but without penalty interest by the contract purchaser, Fort Pierce Port and Terminal Company. On the due date for the 6th installment, January 2, 1962, the sum of $39,575.87 had been paid on the original contract amount of $62,289.87 plus six per cent interest for purchase of 99.03 acres of which 9.83 acres had been deeded in 1961. The contract interest was paid during the 2-year moratorium and the deferred payments and the 10th (final) installment became due January 2, 1964 in the amount of $27,657.74. The company reported that 89.2 acres remaining in the contract had been filled and requested a further 2-year moratorium without penalty interest in order to arrange financing to develop the 89.2 acres and 37 acres of adjacent upland.

The Director reviewed facts regarding the sale at a reduced price by reason of the intended port development, the extensions allowed by the Board, and the subject area - not a part of the industrial port lands but an area planned for subdivision development.

The Trustees were not in favor of allowing further 2-year moratorium but upon motion by Mr. Larson, seconded by Mr. Green and adopted, agreed to consider a proposal from the applicant for moratorium of one year with requirement of one per cent per month penalty interest.

SARASOTA COUNTY - Arvida Realty Company made application to purchase 125,000 cubic yards of fill material from the bottoms of New Pass in Section 22, Township 36 South, Range 17 East, Sarasota County, for deposit on applicant's upland in the City of Sarasota. Check in the amount of $2,850.00 was tendered, based on standard yardage rates.

Governor Bryant requested that investigation be made to see if there was possibility of any damage to wild life.

Upon motion duly adopted, the Trustees approved sale of the material requested subject to investigation and approval of the State Board of Conservation.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

DIRECTOR - SECRETARY

Tallahassee, Florida
January 21, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion by Mr. Larson, duly adopted, the Trustees approved minutes of the meetings of December 31, 1963 and January 7, 1964, which were approved by the Attorney General and copies furnished to each member.

LAND SALES

DADE COUNTY - File No. 1398-13-253.12. On November 26 the Trustees authorized advertisement of a parcel of submerged land in Biscayne Bay in Sections 4 and 5, Township 55 South, Range 41 East, 1.02 acres, more or less, in City of Coral Gables, Dade County, landward of the established bulkhead line. Offer of the appraised value of $740.00 per acre was made by Florence S. Bassett, the abutting upland owner. Notice of sale was published in The Times, Coral Gables, Florida, and proof of publication was filed in the Trustees' Office. On the advertised sale date, January 14, the Trustees' meeting was cancelled and consideration was deferred until this date.

The City of Coral Gables Zoning Board objected to the sale on the grounds that filling would constitute a replat and should first be submitted to the city, that filling would obstruct the view of adjacent property owner and create an erratic shore line. Staff found it difficult to understand the city's position assuming that the bulkhead line was fixed with the knowledge and consent of the city. The application involved sale only and no filling could be authorized until permit was issued by the local governing body and approved by the Trustees. All riparian owners within one thousand feet were notified but none filed objection.

Information was that the riparian owner desired to create a beach, that no building was contemplated, that the upland was in an expensive and highly restricted subdivision and the deed might be made subject to all limitations running with use of the present upland.

Mr. Kynes noted that it would be adding another one-acre lot to a platted subdivision without approval of the city. After discussion and examination of the plat, the consensus was that differences should be reconciled at the local level.

Upon motion by Mr. Larson, seconded by Mr. Kynes and adopted, the Trustees deferred action on the sale for the applicant to clear objection of the City Zoning Board.

DADE COUNTY - File No. 1429-13-253.12. On September 17, 1963, the Trustees approved, subject to advertisement for objections only, dedication to the St. Francis Hospital, Inc., abutting upland owner, of 2.77 acres, more or less, of submerged land in Indian Creek in Sections 11 and 14, Township 53 South, Range 42 East, Dade County, within bulkhead line as revised by the City of Miami Beach and approved by Trustees on September 17, 1963. The land was advertised in the Miami Beach Sun, proof of publication filed, and Central and Southern Florida Flood Control District waived objection. On the advertised sale date, January 14, the Trustees' meeting was cancelled and consideration was deferred until this date.

A number of objections were filed, of the same nature as those presented and considered at the hearing on the bulkhead line. Also, the Allison Home Owner's Association objected to dredging to a 25-foot depth north of 63rd Street but withdrew its protest when informed by the applicant's engineer, M. B. Garris, Jr., that dredging would be to a 17-foot depth and would not endanger seawalls. The Director said that objectors to the bulkhead line, fixed for the proposed extension of the hospital property, had not taken legal action as provided by the Statutes.

Upon motion by Mr. Larson, duly adopted, the Trustees overruled the objections and confirmed dedication of the advertised parcel to St. Francis Hospital, Inc., for hospital purposes.

MARION COUNTY - File No. 1352-42-253.36. On December 31, 1963, the Trustees approved sale to James S. Weaver, Trustee, of a parcel of reclaimed lake bottom land in Lake Weir in Section 23, Township 17 South, Range 23 East, Marion County. The sale parcel to be filled was shown in blue on the map and the area to be dredged in green. Subsequently the applicant requested a modification of the two areas as shown on a revised map "2" and Staff recommended that the amended area in blue on map "2" containing a total of 9.04 acres be authorized for conveyance and that refund be made to the applicant of the amount overpaid, $1102.50 being the difference between the area of 13.45 acres and the recommended 9.04 acres at the appraised price of $250.00 per acre.

Upon motion duly adopted, the Trustees confirmed sale of the revised area containing a total of 9.04 acres to be filled, and authorized refund to applicant of the amount of overpayment.

PALM BEACH COUNTY - Competitive Sale. On November 26, 1963, the Trustees authorized advertising for competitive bids all that portion of Section 26, Township 46 South,Range 35 East, lying west of the west right of way line of Levee L-23 (Miami Canal) containing 35.81 acres, more or less, in Palm Beach County. A base or starting bid of $100.00 per acre was offered by E. L. Parker. Notice of sale was published in the Belle Glade Herald with proof of publication filed in the Trustees' office. Successful bidder was required to pay for or furnish any necessary documentary stamps, pay advertising cost and assume payment of drainage and other taxes legally assessed for 1964.

On the advertised sale date, January 14, the Trustees'meeting was cancelled and bids were taken and held for consideration on this date. The highest bid received was $320.00 per acre from E. L. Parker of Miami.

Central and Southern Florida Flood Control District requested that sale be deferred for working out a drainage arrangement.

Upon motion by Mr. Conner, duly adopted, the Trustees confirmed sale to the high bidder at $320.00 per acre subject to withdrawal of the request by the Flood Control District or its requirement being met and any adjustment or reduction of area being accepted by purchaser, with issuance of contract or deed to purchaser to be deferred until those contingencies were resolved.

PALM BEACH COUNTY - Competitive Sale. On November 26, 1963, the Trustees authorized advertising for competitive bids all that portion of Section 22, Township 46 South, Range 35 East, lying west of the west right of way line of Levee L-23 (Miami Canal) less and excepting the North 260 feet of said section (Secondary Canal R/W), containing 537.75 acres, more or less, in Palm Beach County, with a base or starting bid of $100.00 per acre, the appraised price, offered by Weiser andFriedheim. Notice of sale was published in the Belle Glade Herald with proof of publication filed in the Trustees' office. Successful bidder was required to pay for or furnish any documentary stamps, pay the advertising cost and assume payment of drainage and other taxes legally assessed for 1964.

Central and Southern Florida Flood Control District waived objection to the sale. On the advertised sale date, January 14, the Trustees' meeting was cancelled and bids were taken and held for consideration on this date. The applicant's offer of the appraised price was not raised. Applicant was represented by Herbert C. Weiser, Secretary of Sun Dance Farms, Inc., who confirmed original offer on behalf of that firm and for Fritz Stein, Jr., and wife. Both the corporation and Mr. Stein filed letters stating that they planned to improve the acreage into grazing land.

After discussion of the land use classification, the recent land speculative activity and the appraisal made in July of 1963, the consensus was that further investigation should be made.

Upon motion by Mr. Green, seconded by Mr. Conner and adopted, the Trustees deferred action pending review and report by the Staff Appraiser.

APPLICATIONS FOR LAND

The following five applications were presented from abutting upland owners for purchase of submerged lands riparian to their upland ownerships:

1. DADE COUNTY - File No. 1439-13-253.12. Harold Wohl and wife, represented by Kurtz and Cooper, offered the appraised price of $5081.00 per acre for a parcel of submerged land in Biscayne Bay abutting uplands in Section 39, Township 54 South, Range 41 East, containing 0.476 of an acre in the City of Miami landward of the established bulkhead line in Dade County.

2. INDIAN RIVER COUNTY - File No. 1447-31-253.12. Charles A. Proctor and wife, represented by B. H. Mashburn, offered $200.00 per acre, price approved by Staff Appraiser, for a parcel of submerged land in the Indian River in Section 28, Township 30 South, Range 39 East, containing 1.704 acres landward of the established bulkhead line in Indian River County.

3. LEE COUNTY - File No. 1430-36-253.12. Norda Essential Oil and Chemical Company, Inc., represented by Steingarten, Weeden and Weiss, offered $405.00 per acre, appraised price, for a parcel of submerged land in Pine Island Sound in Sections 22, 26 and 27, Township 45 South, Range 21 East, in Lee County, landward of the established bulkhead line.

4. PALM BEACH COUNTY - File No. 1083-50-253.12. Edith T. Drew, represented by Brockway, Weber and Brockway, offered $2995.00 per acre, price approved by Staff Appraiser, for a parcel of submerged land in Lake Worth in Section 27, Township 43 South, Range 43 East, containing 0.721 of an acre landward of the revised bulkhead line of the City of West Palm Beach in Palm Beach County.

5. VOLUSIA COUNTY - File No. 1435-64-253.12. Bernard M. Beach, Sr., et ux, et al, offered $3,537.50, the appraised price for the parcel, for 2.4 acres of submerged land in the Halifax River in the City of Holly Hill abutting uplands in Section 37, Township 15 South, Range 33 East, landward of the established bulkhead line in Volusia County.

Upon motion duly adopted, the Trustees authorized the five parcels to be advertised for objections only.

MONROE COUNTY - File No. 1448-44-253.12. J. B. K. Enterprises, Inc., abutting upland owner, represented by G. A. Crawshaw, offered $300.00 per acre, price approved by the Staff Appraiser, for a parcel of submerged land in Tarpon Basin in Section 21, Township 61 South, Range 39 East, containing 3.32 acres at Key Largo, Monroe County. In view of the information that there had been no sales in the immediate vicinity and the applicant desired to excavate and use the material, Governor Bryant suggested that the material be sold without conveyance of the bottoms.

Upon motion duly adopted, the Trustees directed that applicant be advised that the material could be purchased on a yardage basis subject to approval by the Board of Conservation of the dredging location.

DADE COUNTY - File No. 1066-13-253.12. Staff recommended advertisement for objections only with correct description of the parcel applied for by E. F. P. Brigham and wife. It was explained that Deed No. 23356 (1066-13) dated April 23, 1963, conveyed a parcel of submerged land in Biscayne Bay in Section 18, Township 57 South, Range 42 East at Elliott Key; however, due to surveyor's error the description was that of a parcel contiguous to the adjoining abutting upland property and not the parcel riparian to the applicants' property. After review of the matter by the Attorney General's office, it was decided that the Trustees' grantee should reconvey the area conveyed in error and the correctly described parcel would be advertised for objections only. As the correct parcel was slightly larger in area, an additional amount would be paid to the Trustees and paid into the City of Islandia-Metro Dade Trust Fund.

Upon motion by Mr. Green, duly adopted, the Trustees approved the procedure outlined, and authorized the correctly described parcel advertised for objections only.

BULKHEAD LINES

PINELLAS COUNTY - Presented to the Trustees for formal approval was the bulkhead line for the Town of Redington Shores established by the Pinellas County Water and Navigation Control Authority in meeting June 27, 1963, located in Boca Ciega Bay in Sections 31 and 32, Township 30 South, Range 15 East. Transcript of the public meeting cited no objections presented during the public hearing. The Board examined the bulkhead map and noted that contours of existing fills and developments had been followed.

Upon motion duly adopted, the Trustees formally approved the bulkhead line established by the Pinellas County Water and Navigation Control Authority on June 27, 1963.

SARASOTA COUNTY - Presented to the Trustees for formal approval was the bulkhead line established by the Sarasota County Water and Navigation Control Authority by Resolution adopted July 18, 1963, located in Roberts Bay in Section 1, Township 39 South, Range 18 East. The file showed no objections were offered at the public hearing on the bulkhead line.

Also, approval was recommended of the fill permit granted by the Sarasota Authority (included in the same Resolution) to fill the area encompassed by said bulkhead line, being a part of those submerged lands in Section 1, Township 39 South, Range 18 East, conveyed by Trustees' Deed No. 19721 dated January 5, 1951 to Phillip R. Coon.

Upon motion duly adopted, the Trustees formally approved the bulkhead line established by the Sarasota County Water and Navigation Control Authority on July 18, 1963, and also granted approval of the fill permit issued by said Authority.

VOLUSIA COUNTY - Presented for formal approval was the bulkhead line established by the City of Edgewater on October 14, 1963 by Ordinance No. 364, located along the westerly right of way line of the Intracoastal Waterway in Sections 28, 29 and 33, Township 17 South, Range 34 East, and Section 2, Township 18 South, Range 34 East. The file showed no objections were offered at the public hearing on the bulkhead line.

Upon motion duly adopted, the Trustees formally approved the bulkhead line established on October 14, 1963 by Ordinance No. 364 of the City of Edgewater in Volusia County.

MISCELLANEOUS

BAKER COUNTY - Upon motion adopted without objection, the Trustees approved removal of fill material without charge from Ocean Pond, a meandered lake in Baker County surrounded by lands of Osceola National Forest, for improvement of cabin or camp site adjacent to the lake in Section 16, Township 3 South, Range 19 East.

BREVARD COUNTY - File No. 1446-05-253.129. Snow and Campbell on behalf of the upland owner, Evelyn C. Stewart, applied for a disclaimer covering a 5.04 acre parcel of sovereignty land filled in 1941 lying in the Banana River in Section 21, Township 26 South, Range 37 East, Brevard County.

Upon motion adopted without objection, the Trustees approved issuance of disclaimer under Section 253.129 Florida Statutes for a $10.00 charge.

BROWARD COUNTY - Upon motion adopted without objection, the Trustees authorized refund of $10.00 to Fidelity Title and Abstract Company of Fort Lauderdale, being the amount paid for quitclaim release of certain reservations held by the Trustees which the Central and Southern Florida Flood Control District did not recommend for release.

BROWARD COUNTY - Upon motion adopted without objection, the Board approved correction of minutes of the meeting on December 17, 1963, to show dedication to the State Road Department of 0.2 acre, more or less, in the North Fork of Middle River in Section 26, Township 49 South, Range 42 East, in Broward County, in addition to the temporary easement of submerged land in said Section 26 which was granted on that date.

DADE COUNTY - On December 31 action was deferred without prejudice on application of Pirates Bay Marina, Inc., for sixty-day extension beyond the grace period which expired December 24 for making the fifth payment under Contract No. 22903-A for purchase of land in Dade County. Approval for sixty-day extension had been secured prior to December 24 from two of the Trustees, and for at least a thirty-day extension from a majority.

On January 10, 1964, Pirates Bay Marina, Inc., forwarded check for $3002.35 in payment of the fifth installment plus two and one-half months' penalty interest at one per cent per month. Prior to receipt of the check, Trustees' file showed payment by the purchaser of more than fifty per cent of the purchase price plus interest.

Engineer Kidd said he saw no conflict with reference to a possible future road extension. Attorney General Kynes had discussed the matter with former Attorney General Richard W. Ervin and Assistant Attorney General Parker and recommended acceptance of the payment.

Upon motion by Mr. Green, seconded by Mr. Larson and adopted, the Trustees directed that payment of the fifth installment and penalty interest be accepted and credited on the account of Contract No. 22903-A.

GLADES COUNTY - File No. 1388-22-253.36. By Trustees' Deed No. 23512 (1388-22) dated October 30, 1963, a parcel of reclaimed lake bottom land was conveyed to L. Phillips Clarke and Kathryn Clarke, his wife, and the deed was recorded. Mrs. Clarke died prior to the date of conveyance, therefore Paschal C. Reese, attorney for the grantee, requested a corrective deed deleting therefrom the name of the deceased wife.

Upon motion adopted without objection, the Trustees authorized issuance of corrective instrument without handling charge.

LAKE COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of State Permit to Lester G. Butler for removal of 1500 cubic yards of material from Lake Dora for $75.00 charge, to be used to improve applicant's upland property in accordance with recommendation of the State Game and Fresh Water Fish Commission.

MANATEE COUNTY - The Town of Longboat Key, represented on this date by Mayor Wray, requested access easement fifty feet wide and about eight hundred feet long across Sarasota Bay from upland of the main island to an offshore island which was conveyed in 1958 by Deed No. 22025 to the town for public purposes only. The town had arranged for grant of right of way on the main island to the waters' edge and had opportunity to receive fill for the causeway at a saving of about $20,000. The Director expressed the opinion that a wider strip would probably be applied for at a later date.

In response to questions concerning design of the causeway to provide openings for water passage, John Grout said that sufficient culverts could be placed to prevent stagnant water. It was noted that permit from the United States Corps of Engineers would be required and that the water was very shallow.

Motion was made by Mr. Kynes, seconded by Mr. Larson and adopted, that the Trustees dedicate the fifty-foot wide strip for public road purposes subject to approval by the Staff of the design of the causeway as finally devised and approved by the United States Corps of Engineers.

PALM BEACH COUNTY - James W. Clark, president of Four Square Ranches, Inc., holder of agricultural lease No. 1447, requested (a) consent to assignment of the lease to Tokaliga Farms Company, Sugar Cane Farms Company, and Hatton Bros., Inc., or to their nominees, and (b) clarification of provision "1" concerning appraisals to be made prior to the 6th, 11th, 16th and 21st years for determination of rental to be paid, the applicant requesting that the appraisal for said purpose not include the value of any growing crops of sugar cane, harvested cane on the premises or any subsidy payments or allotments, cane grinding contracts or sugar quotas.

Regarding clarification of lease provision, the Trustees pointed out to the applicant that there had not been sufficient time for proper inclusion of the matter on the printed agenda for study by the Board, and deferment was recommended.

Upon motion duly adopted, the Trustees authorized the applicant to negotiate the assignment and granted consent subject to the assignee furnishing the Trustees with executed or certified copy of the assignment together with signed acceptance by assignee of the provisions of Lease No. 1447.

PINELLAS COUNTY - The State Road Department applied for perpetual drainage easement over submerged lands of Boca Ciega Bay in Section 9, Township 31 South, Range 15 East, in Pinellas County, being an easement 20 feet wide and a 25 foot extension of easement on the upland secured by the Road Department from the owner for State Road 699-A. The subject area was excepted from Trustees' Deed No. 23437(1349-52) dated August 26, 1963.

Upon motion adopted without objection, the Trustees granted to the State Road Department the perpetual drainage easement requested.

PUTNAM COUNTY - The Canal Authority of the State of Florida requested perpetual right of way easement over 41.21 acres of submerged bottoms in the open waters of the St. Johns River abutting uplands owned by said Authority in Sections 37 and 39, Township 11 South, Range 26 East, Putnam County, to be used in construction and maintenance of the Cross-Florida Barge Canal.

Upon motion adopted without objection, the Trustees granted to the Canal Authority of the State of Florida the perpetual right of way easement requested.

ST. LUCIE COUNTY - The Board of County Commissioners of St. Lucie County requested permit for construction of a finger-type fill as a site for ramps for sailing boats in the Indian River west of State Road A1A at its junction with and at the end of a county right of way in the NE¼ of NW¼ of Section 32, Township 35 South, Range 41 East, the fill to extend 250 feet westerly of the right of way of Road A1A and to be 30 feet wide except for the widening at the shore line. The installation was recommended by the Fort Pierce - St. Lucie Recreation Committee and approved by the State Board of Conservation, Division of Beaches and Shores.

Staff recommended permit without charge for public recreational purposes under supervision and control of the Board of County Commissioners, with provisions saving the Trustees harmless and for revocation at option of Trusteees in event of nonuse for three consecutive years or conversion to other uses.

Upon motion duly adopted, the recommendations were accepted as the action of the Board.

SARASOTA COUNTY - File No. 1344-58-253.12. On July 30, 1963, the Trustees dedicated to the City of Sarasota for municipal park purposes a parcel of submerged land in Sarasota Bay in Section 19, Township 36 South, Range 18 East, Sarasota County. By Resolution dated December 16, 1963 the city requested an additional strip of submerged land on the westerly and southerly sides of the area averaging less than 25 feet wide, and requested that the Trustees accept an instrument vacating a similar strip along the northwesterly side of the park, not required in the development plan. It was noted that the size of the final area would be the same as originally approved for dedication.

Staff recommended that the Board require and accept a disclaimer vacating the entire area in the original dedication and authorize a revised instrument of dedication which would include the identical restrictions and reversionary clauses shown in the original instrument, covering the revised description.

Upon motion duly adopted, the recommendations were accepted as the action of the Board.

SARASOTA COUNTY - Upon motion adopted without objection, the Trustees authorized issuance for $50.00 processing fee of State Permit to Sarasota County Junior Chamber of Commerce for construction of three artificial reefs in the Gulf of Mexico to be respectively 1.7 miles, 1 mile and 1.8 miles westerly from the Lido-St. Armands Islands, which were approved by Florida Board of Conservation, Sarasota City Commission, County Recreation Board, Board of County Commissioners, County Chamber of Commerce and other organizations.

VOLUSIA COUNTY - File No. 1360-64-253.124. Upon motion adopted without objection, the Trustees formally approved fill permit issued by the City of Port Orange in Volusia County, to fill the 0.5 acre parcel of submerged land conveyed by the Trustees to A. W. Ecklund in the referenced file number.

POLICY - Land Management Division: Acquisition of lands for Outdoor Recreation Program.

Staff of Land Management Division requested definition of policy as to whether title of sellers of property for the outdoor recreation program should be evidenced by title insurance in the amount of the purchase price or if complete abstracts of title to date should be accepted, or either; also approval was requested for requirement of recent survey by a registered land surveyor and for documentary tax stamps to be affixed by the seller who conveyed to the State.

The Trustees discussed the subject, with comments made by Engineer Kidd and Assistant Attorney General Parker.

Upon motion duly adopted, the Trustees approved the requirement of a recent survey by a registered land surveyor, documentary tax stamps to be affixed by the seller who conveyed to the State, and a complete abstract unless waived in writing by the Attorney General in an instance where the exigencies of the case justified.

CITRUS COUNTY - Trustees' Funds. On December 31, 1963 the Trustees considered request from the Board of County Commissioners of Citrus County for loan of $50,000.00 for use in canal construction to hold water in the Tsala-Apopka chain of lakes, to be repaid $5,000.00 per year from race track funds received by the county. County Resolution adopted January 7, 1964 authorized agreement by the County Board to borrow said amount pursuant to provisions of Chapter 63-1073, Acts of 1963, and for the agreement to be executed by its chairman and secretary.

Agreement prepared by the Attorney General, providing for the loan to be repaid $5,000.00 per year with three per cent interest, was duly executed on behalf of the Board of County Commissioners. Staff recommended that the Trustees approve the purpose of the loan as an internal improvement and governmental function for which the Trustees' funds might be used and that the loan be formally authorized.

Upon motion unanimously adopted, the Trustees confirmed the loan to Citrus County for the purpose requested, subject to terms and conditions set forth in the Agreement.

TRUSTEES' FUNDS - Application was made by the Florida Keys Aqueduct Commission for loan of $250,000.00 for use in providing additional treatment facilities in the Aqueduct system to insure adequate water supply for the Florida Keys. Governor Bryant discussed the matter which he had investigated and on which he had several engineering and status reports pertaining to justification of the loan. He said that output from the wells owned by the U. S. Navy was sufficient but the water softening facilities were the limiting factor, that the Navy had first priority on the water and its need for increased supply treated to its specifications would reduce the water available to the Keys, that the economic condition of the Commission was such that a loan from the Trustees was needed and repayment at $25,000 per year was suggested. With the loan assured, the Commission would be in position to ask for cooperation of the Navy in continuing to pump to a sufficient capacity without requirement of treatment to its specifications until the additional equipment was installed. The Governor said that a favorable report was expected soon on the feasibility survey by the Department of the Interior for a desalination plant on the Florida Keys.

The Trustees recognized the serious economic situation Key West and the Florida Keys would face if water was insufficient and desired to assist, but felt the need of information and assurance of repayment. Comptroller Green asked whether Monroe County was participating and suggested action by the county to create a water district.

Upon motion by Mr. Larson, duly adopted, the Trustees approved the need in principle and the Board authorized the Attorney General to represent the Board in conferring with representatives of the Navy and the Florida Keys Aqueduct Commission and expressing willingness to help upon receipt of adequate information regarding commitments of the Navy, method of repayment of loan and possibility of Monroe County assuming some responsibility.

TRUSTEES' OFFICE - Upon motion by Comptroller Green, adopted unanimously, the Trustees authorized purchase of the following:

1	Shaw-Walker 2-drawer legal unit No. 1061, Silvertone color, at $92.00 less 15%	$78.20
1	Shaw-Walker storage drawer unit No. 1042, Silvertone color, at $64.50 less 15%	$54.83
1	IBM Standard Model "C" electric typewriter with Courier type, regular ribbon, 13-inch carriage, color emerald green, with 2 key changes at $2.70 each, $5.40 plus $414.00, meets MRP regulation No. 7 Total	$419.40 net
1	desk, secretary, Fleetline No. 877 LH, laminated top with complete modesty panels, walnut finish to match existing equipment	$253.00 net
2	Credenza, Fleetline, composed of 1 No. 2006 sliding door cabinet, 1 No. 2007 three-drawer service cabinet with each drawer divided into 3 equal parts, 1 laminated top, 72" by 20", No. 2065-CM and 8 No. 808 legs, walnut finish on doors, to match existing equipment, complete $246.70 each net	$493.40 net

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SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson, duly adopted, the Trustees approved Report No. 846 listing four regular bids for sale of Murphy Act land and authorized execution of deeds pertaining thereto.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

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Tallahassee, Florida
January 28, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	J. Edwin Larson	Treasurer
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture
	Van H. Ferguson	Director-Secretary
	William R.Kidd	Engineer

LAND SALES

INDIAN RIVER COUNTY - File No. 1424-31-253.12. On December 17, 1963, the Trustees considered offer of the appraised price of $723.66 per acre from Ole Aslaksen, abutting upland owner, for purchase of a parcel of submerged land in the Indian River in Section 31, Township 30 South, Range 39 East, containing 0.82 acre, more or less, landward of the established bulkhead line in the City of Sebastian , Indian River County. The parcel was advertised in the Press-Journal, Vero Beach, Florida, proof of publication was filed and no objection to the sale received. Central and Southern Florida Flood Control District waived objection.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Aslaksen at the appraised price.

INDIAN RIVER COUNTY - File No. 1426-31-253.12. On December 17, 1963, the Trustees considered offer of the appraised price of $200.00 per acre from Inez Breeding, et al, abutting upland owners, for purchase of a parcel of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, containing 5.72 acres, more or less, landward of the established bulkhead line in the Ambersand Beach area in Indian River County. The land was advertised in the Press-Journal, Vero Beach, Florida, proof of publication was filed and no objection received. Central and Southern Florida Flood Control District waived objection.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicants at the appraised price.

INDIAN RIVER COUNTY - File No. 1427-31-253.12. On December 17, 1963, the Trustees considered offer of the appraised price of $200.00 per acre from Ella Jo Stollberg, abutting upland owner, for purchase of a parcel of submerged land in the Indian River in Section 33, Township 30 South,Range 39 East, containing 1.91

acres, more or less, landward of the established bulkhead line in the Ambersand Beach area in Indian River County. The land was advertised in the Press Journal, Vero Beach, Florida, proof of publication was filed and no objection received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the appraised price.

PINELLAS COUNTY - File No. 1456-52-253.12. Pinellas County Water and Navigation Control Authority in meeting December 30, 1960 established bulkhead lines for the southerly part of Tierra Verde development on Cabbage and Pine Keys in Boca Ciega Bay in Sections 29, 30, 31 and 32, Township 32 South, Range 16 East. Also the County Authority advertised for objections only, recommended sale of the two tracts of submerged land and mangrove flats within said bulkhead lines, totalling 280 acres, more or less, and issued county fill permit for the land.

Staff recommended formal approval of the bulkhead line, confirmation of sale at the current appraised price of $475.00 per acre, and approval of the fill permit.

Representing Tierra Verde Corporation, Bradley M. Waldron explained that the two parcels rounded out the development approved previously, that financial reasons caused the delay in applying for confirmation of the sale approved by the County Authority in 1960.

Regarding a suggestion that it might be well to have the county approval brought up to date, Attorney General Kynes expressed the general feeling of the Board that once the local authority had taken a position the Trustees should be guided by it.

Motion was made by Mr. Larson, seconded and duly adopted, that the bulkhead line established by Pinellas County Water and Navigation Control Authority on December 30, 1960, be formally approved, that sale of the two tracts containing 280 acres, more or less, at $475.00 per acre be confirmed, and that the fill permit issued by the county be formally approved.

MISCELLANEOUS

DADE COUNTY - The Florida Inland Navigation District on behalf of the United States applied for a perpetual easement for right of way purposes for the Intracoastal Canal over a small parcel of submerged land in Biscayne Bay in Section 8, Township 53 South, Range 42 East, needed to realine the channel approach to the 79th Street Causeway Bridge opening.

Governor Bryant said that granting easements for such purposes was appropriate and had been the practice of the Trustees, however the State had applied for parcels held by the District which were found suitable for park or recreation purposes, and a policy of sale or trade might be worked out.

Upon motion duly adopted, the Trustees deferred action on the request for easement pending investigation and report by Engineer William R. Kidd.

DADE COUNTY - Upon motion duly adopted, the Trustees authorized correction of error in the description in an unrecorded instrument authorized by the Trustees on April 18, 1961 granting easement to the United States for spoil disposal purposes over three acres in Biscayne Bay in Sections 14, 22, 23, 27, Township 52 South, Range 42 East.

LEE COUNTY - Upon motion adopted without objection, the Trustees approved sale of 175,000 cubic yards of fill material to be taken from bottoms of San Carlos Bay in Section 20, Township 46 South, Range 43 East, Lee County, to be used by Jamestown Metal Products, Inc., to improve uplands in said section, for a charge of $3,350.00 based on standard yardage rates.

MONROE COUNTY - Upon motion adopted without objection, the Trustees authorized refund to George A. Crawshaw of $50.00 application fee submitted with purchase application of J. B. K. Enterprises, Inc., File No. 1448-44-253.12, which was denied by the Trustees in meeting January 21, 1964.

OSCEOLA COUNTY - On January 9, 1962 the Trustees, upon request by the City of St. Cloud, modified public purpose clause in Osceola County Deed No. 49-5-Cor. as to the S½ of SW¼ of NE¼ of NW¼ of Section 10, Township 26 South, Range 30 East so that the five acre parcel might be conveyed to the St. Cloud Hospital Foundation for hospital purposes. The parcel, adjacent to ten acres upon which a hospital had been constructed with public funds and Federal aid, was part of a 315-acre tract of tax-foreclosure lands conveyed under provisions of Chapter 14572, Acts of 1929, to the City of St. Cloud for municipal golf course and public airport purposes. The City and the Hospital Foundation advised that they were unable to equip and operate the hospital and that the Reverend Patrick Hurley, Bishop of the Diocese of Saint Augustine, agreed to accept the hospital property, equip and operate it, provided title to the five-acre parcel was cleared of the use limitation for hospital purposes only, and the Diocese would assume payment of all indebtedness incurred in the construction of the existing hospital.

Attention was called to memorandum of Attorney General Ervin dated May 18, 1960 which concerned a proposed release of a public purpose clause on land granted by Trustees to a municipality which proposed to convey the land to a Church, in which the Attorney General held that "The property having been conveyed to the City with the public purpose clause in it, the Trustees may in their discretion waive or release the public use provisions so as to permit the City to deal with the property as it sees fit. It lies within the discretion of the Trustees to deed property to a City with or without a public purpose clause." Based on this finding, Staff recommended release of the limiting clause which had its origin in the Trustees' deed to the City of St. Cloud.

Upon motion by Mr. Larson, duly adopted, the Trustees approved release of the use limitation as to the five-acre parcel, in recognition of the benefits and value to the area which would result from operation of the hospital and assumption of its indebtedness.

BROWARD COUNTY - Trustees' Funds. Under authorization of May 31, 1960 the Trustees entered into agreement on July 30, 1960 with the City of Pompano Beach in Broward County to participate in a beach erosion project on a matching basis, not to exceed $38,500.00. On the basis of contractor's bid the city deposited $37,500 with the State Treasurer and certified invoices were paid on a fifty-fifty matching basis. On November 29, 1960 the city submitted invoice in the sum of $7,079.61 at which time the undisbursed balance in the pooled fund was $6,111.18 and the Trustees' office on December 7, 1960 proposed that, unless otherwise directed, refund of the city's portion of the balance, $3,055.59, would be requested and such refund was made.

The City of Pompano Beach advises that it was not aware that the account was being closed without payment of the allowable items of inspection and engineering costs in the November 29, 1960 invoice, amounting to $5,190.26. In August 1962 the City Attorney reviewed the matter with the Trustees' Auditor and was advised that the City should submit certificates from the parties concerned attesting that the work had been done and monies expended for the inspection and engineering had in fact been accomplished. On May 9, 1963 the city submitted certificates from the engineer and from the City Director of Finance and the City Public Works Director certifying as to the engineering and inspection costs and requesting reimbursement of fifty per cent by the Trustees, amounting to $2,595.13.

Paragraph 2 of the agreement provided that Trustees would expend on the project the approximate sum of $37,500 representing fifty per cent of the contract price plus fifty per cent of costs of engineering and inspection. Payment of the $2,595.13 as reimbursement to the city for fifty per cent of its payment for inspection and engineering appeared within the intent of the agreement and would make the total of $37,039.54 contributed by the Trustees, which total was less than the amount contemplated in the original authorization and formal agreement.

The Trustees considered payment of the $2,595.13 as requested to be within the obligation incurred in participation in the beach erosion project and upon motion duly adopted, payment of said amount as reimbursement to the City of Pompano Beach was authorized.

TRUSTEES' FUNDS - Report was made with reference to the request of Florida Keys Aqueduct Commission for loan of $250,000.00 for use in providing additional treatment facilities to insure adequate water supply for the Florida Keys in addition to the water supplied to the United States Naval installation. Representing the Trustees, Attorney General Kynes and Mr. Parker met with Chairman J. J. Pinder and Attorney Ralph Cunningham of the Commission, worked out details and conferred with representatives of the Navy concerning commitments of the Navy. Loan Agreement recognizing the purpose of the loan to be for an internal improvement and for repayment of $25,000.00 per year with three per cent interest, was prepared by the Attorney General and submitted to the Commission for execution after adoption of suitable resolution. The Attorney General notified the Navy and Commission that a condition of the loan was authorization by the Navy for the Commission to receive additional supply of water sufficient to handle customer requirements, also that the Commission should forward to the Navy commitment to fund and install the additional water treatment facilities for which the loan from the Trustees was needed. The Navy by telegram advised Mr. Kynes that the wells were in full operation and the shortage that existed was now being met. Mr. Parker stated that when the possibility of participation by Monroe County was discussed, Mr. Pinder advised that it had been explored and that county funds were exhausted. The Attorney General was assured that $250,000.00 would be sufficient for the work, the engineering plans for which had been studied by the Navy.

Staff recommended the advance of funds in installments as the work advanced and payments became due, possibly by payment of the properly certified invoices that the work was done and payment was due, so that the Trustees might be able to advance funds without conversion of bonds at a loss and interest to be paid by the Commission would accrue only as to the sums paid out under the loan agreement.

The Trustees approved the developments and conditions for consummation of the loan agreement of up to $250,000.00 from Trustees' funds to Florida Keys Aqueduct Commission, authorized execution of the agreement as prepared by the office of the Attorney General and approved advance of payments in installments as recommended.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

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Tallahassee, Florida
February 4, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved the minutes of the meetings on January 21 and 28, 1964, which were approved by the Attorney General and copies presented to each member.

LAND SALES

MARTIN COUNTY - File No. 1293-43-253.12. On November 12, 1963 the Trustees deferred action on application by Mrs. Audrey P. Lieb to purchase a parcel of sovereignty land lying on the southerly side of the North Fork of the Loxahatchee River in Section 16, Township 40 South,Range 42 East, containing 15.42 acres, more or less, within the established bulkhead line in Martin County. The Florida Board of Parks and Historic Memorials had considered acquisition of the land but by letter of January 29 withdrew its request for deferment of the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the appraised price, $250.00 per acre.

HENDRY COUNTY - File No. 1453-26-253.36. J. R. Spratt, abutting upland owner, applied to purchase a parcel of reclaimed land in the abandoned river bed of the Caloosahatchee River in Section 5, Township 43 South, Range 29 East, containing 0.088 acre in Hendry County.

Upon motion duly adopted, the Trustees approved sale to Mr. Spratt without advertisement in accordance with the policy for sale of such reclaimed lands, for $100.00 minimum in this instance.

APPLICATIONS FOR LAND

CITRUS COUNTY - File No. 1450-09-253.12. Florida Power Corporation, the abutting upland owner, applied to purchase a tract of sovereignty land in the Gulf of Mexico in Sections 30, 31 and 32 of Township 17 South, Range 16 East, and Sections 4, 5, 6, 8 and 9 of Township 18 South, Range 16 East, comprising 1032.71 acres, more or less, within the established bulkhead line in Citrus County. Applicant held record ownership of 245.87 acres of the application area situate within the meander of the official U. S. Government Survey. The 245.87 acres were included in the U. S. patents to the State as Swamp and Overflow lands selected by the State and sold by the Trustees, however tidal and shallow submerged areas were included and applicant offered $25.00 per acre to clear that portion from any question arising out of the existence of those tidal and shallow submerged areas. Applicant offered the full appraised value of $76.50 per acre for 786.84 acres.

Florida Board of Conservation reported that by conveyance to the applicant, the area would largely remain inviolate from filling or other development except near Long Point where intake and discharge canals would be routed. The report stated that the area would offer protection for marine life but proposed that the area be kept open to commercial and sport fishing which the Staff felt might defeat the protection and become a problem in the maintenance of the area by the applicant as a buffer zone around its contemplated power plant. The appraised value was fixed in contemplation of the buffer zone remaining in the natural state and being a protected zone for natural resources.

Upon motion duly adopted, the Trustees authorized advertisement of the land for objections only.

INDIAN RIVER COUNTY - File No. 1440-31-253.12. Arthur Klinkner, abutting upland owner, represented by Lloyd and Associates, applied to purchase a parcel of submerged land in the Indian River in Section 25, Township 30 South, Range 38 East, containing 0.514 acre within the established bulkhead line in Indian River County. He offered the appraised price of $467.00 per acre.

Upon motion duly adopted, the Trustees authorized advertisement of the parcel for objections only.

MARTIN COUNTY - File No. 1449-43-253.12. The Palm Beach Company, abutting upland owner, represented by Alley, Maass, Rogers and Lindsay, applied to purchase a parcel of submerged land in the Indian River abutting uplands in the Hanson Grant in Township 38 South, Range 42 East, containing 10.33 acres within the established bulkhead line in Martin County, appraised at $302.48 per acre.

Upon motion duly adopted, the Trustees authorized advertisment of the land for objections only.

MISCELLANEOUS

BREVARD COUNTY - Dr. L. R. Wells applied for 10,210 cubic yards of fill material to be taken from bottoms of the Banana River in Section 27, Township 25 South, Range 37 East, Brevard County, for use to improve his upland property.

Upon motion adopted without objection, the Trustees approved sale of the material for 508.40, based on standard yardage rates.

BREVARD COUNTY - File No. 1125-05-253.124. Upon motion duly adopted, the Trustees formally approved fill permit issued by the City of Titusville under Section 253.124 Florida Statutes, to fill the 1.14 acre parcel of submerged land conveyed by the Trustees to Edward G. Nelson under File No. 1125-05-253.12.

CHARLOTTE COUNTY - John H. Koller and wife applied for disclaimer covering approximately 0.45 acre of filled land in Charlotte County, being an extension of Lot "A" Point of Pines Subdivision in Section 6, Township 41 South, Range 20 East, Plat Book 2, Page 82, in Deer Creek, an unmeandered shallow water area near the center of fractional Section 6. The meander of Lemon Bay was about 1800 feet westerly of the subject area. No water areas were meandered in the official United States Survey within fractional Section 6, which was patented to the State in 1856 and sold in 1883. Applicant, the record owner of Lot "A", filled the subject parcel.

Upon motion duly adopted, the Trustees authorized issuance of ex parte disclaimer for handling charge of $10.00 as recommended by the office of the Attorney General.

DADE COUNTY - File No. 1429-13-253.124. Upon motion adopted without objection, the Trustees formally approved fill permit issued by the City of Miami Beach to St. Francis Hospital, Inc., to fill the 2.77 acre parcel dedicated by the Trustees to the hospital under File No. 1429-13-253.12.

HIGHLANDS COUNTY - Julian O'Neal requested three-year renewal of Grazing Lease No. 779 covering Lot 1 in Section 21, Township 35 South, Range 30 East, Martin County, containing 33 acres, with annual rental of one dollar per acre and thirty-day cancellation clause.

Upon motion by Mr. Conner, seconded and adopted, the Trustees approved three-year extension of Lease No. 779 under the same terms and conditions.

MARTIN COUNTY - The County Attorney of Martin County in connection with acquisition of rights of way for State Road No. 714 requested release of surface rights in the North 100 feet of Section 22, less West 629.46 feet, and North 100 feet of Sections 23 and 24, Township 38 South, Range 38 East and South 100 feet of Sections 13 and 14, Township 38 South, Range 39 East. The request concerned the reservation for oil and minerals held by the Trustees in Martin County Deed No. 43-1 dated November 10, 1938 to Woodlands Corporation, fractional interests acquired by Deed of Exchange with Allapattah Cattle Company, and reserved to Trustees in Deed No. 43-2 dated March 1, 1939 to Walter O. Johns and R. C. Johns.

The Director recommended issuance of subordination of the reserved interest and right to use of the land for a public road, the subordination to terminate as to any portion abandoned or which might cease to be used for State road purposes.

Upon motion duly adopted, the Trustees authorized issuance of subordination instrument as recommended.

PALM BEACH COUNTY - File No. 1191-50-253.12. John O. Giliberti, represented by Brockway, Weber and Brockway, requested withdrawal of his application to purchase a parcel of submerged land in Palm Beach County for which applicant had tendered check in the amount of $520.65 and the Brockway firm had submitted $50.00 application fee.

Upon motion duly adopted, the Trustees authorized refund of $520.65 to John O. Giliberti and $50.00 to Brockway, Weber and Brockway.

SUBJECTS UNDER CHAPTER 18296

The Director presented for approval Report No. 847 listing four regular bids for sale of Murphy Act land, County of Hillsborough Deed No. 4680-Duplicate to Mrs. Jeanette Lafferty to replace original deed dated November 14, 1946, reported lost without having been recorded, and County of Monroe Deed No. 468-Corrective - Supplemental to Edgar H. Ramsey issued to supply a more sufficient description of part of the land conveyed in original deed dated November 4, 1943.

Upon motion adopted without objection, the Trustees approved Report No. 847 and authorized issuance and execution of deeds corresponding thereto.

POLK COUNTY - Haines City Heights, Inc., applied for conveyance under the Hardship Act of a parcel of land certified to the State under tax sale certificate No. 14309 of July 2, 1928, described as S½ of NE¼ of SE¼ less subdivision and less that portion in lake in Section 20, Township 27 South, Range 27 East, Polk County. The applicant was the owner on June 9, 1939.

Upon motion adopted without objection, the Trustees authorized conveyance of the parcel under Chapter 28317, Acts of 1953, for $10.00.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

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Tallahassee, Florida
February 18, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of theGovernor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

Upon motion duly adopted, the Trustees approved minutes of the meeting on February 4, 1964, which were approved by the Attorney General and copy presented to each member.

GULF COUNTY - Representing the United States General Services Administration, Regional Director W. H. Sanders, Messrs Christie and McPherson were present for the purpose of concluding transfer of the St. Joseph Peninsula property in Gulf County, which was the first major land acquisition project under the Recreation and Conservation Act of 1963. The land was described as All Fractional Sections 13, 14, 23 and 24 and Government Lots 1, 3, 4 and 7 in Fractional Section 25 and Government Lot 1 in Fractional Section 36, Township 8 South, Range 12 West, containing 671 acres, more or less.

Governor Bryant on behalf of the Cabinet thanked all who assisted in obtaining the land from the United States for $83,875.00, for use as the St. Joseph Peninsula State Park, including Mr. Jesse Stone of Port St. Joe and members of the St. Joseph Park Committee, St. Joe Historical Society, Chambers of Commerce of St. Joe, Apalachicole and Gulf County, the St. Joe Garden Club, the local American Legion Post, Gulf County Legislators, members of the Congressional delegation, State Board of Parks, Game and Fresh Water Fish Commission, Department of Conservation, State Road Department and the Land Acquisition Division of the Trustees.

Mr. Sanders delivered the deed of conveyance to the State to be filed in the Land Office.

DADE COUNTY - File No. 1403-13-253.12. On December 10, 1963 the Trustees considered application by General Development Corporation, the abutting upland owner, with offer of the appraised price of

$7,771.50 per acre for a parcel of submerged land in Biscayne Bay abutting upland property in Section 38, Township 54 South, Range 41 East, containing 1.02 acres, more or less, landward of the bulkhead line in the City of Miami in Dade County. Notice of sale was published in the Miami Daily News, proof of publication was filed with the Trustees and no protest was received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to General Development Corporation at the price offered.

DADE COUNTY - File No. 517-13-253.12. Staff recommended confirmation of sale to Hugh L. Woods, Trustee, riparian upland owner, of 14.8 acres, more or less, of submerged land in Biscayne Bay adjacent to applicant's ownership on Ragged Keys in Sections 19, 20 and 29, Township 56 South, Range 42 East, in the City of Islandia within the established bulkhead line in Dade County.

The land was advertised for objections under authorization of December 22, 1959. There were no objections but action was deferred February 16, 1960 for study and discussion with Dade County. On August 28, 1962 the Trustees adopted a policy agreed upon by Islandia and Dade County whereunder applicants were required to submit detailed development plans including allocations for public roads, parks, et cetera, or pay into a trust fund jointly administered by the county and city an amount equal to 14% of the price paid for the submerged land. A number of sales in the group deferred since 1959 were confirmed in 1962 and 1963 at $123.00 per acre, the price established in 1959, and the applicant desired to consummate the purchase of the remaining parcel in the group.

Upon motion duly adopted, the Trustees confirmed sale of the parcel to the applicant at $123.00 per acre subject to deferment of delivery of the deed or contract until the deposit of 14% has been certified to the Trustees as having been paid.

MONROE COUNTY - File No. 1431-44-253.12. On December 17, 1963 the Trustees considered application by Roger Hill and wife, abutting upland owners, to purchase a parcel of submerged land in Buttonwood Sound containing 0.24 acre in Section 28, Township 61 South, Range 39 East, on Key Largo in Monroe County. The parcel was advertised for objections in the Key West Citizen and proof of publication was filed with the Trustees.

Upon motion adopted without objection, the Trustees deferred action pending study by the Staff of the area marginal to upland and possible revision of allocation in the immediate vicinity to achieve a coordinated plan agreed upon by lot owners.

SARASOTA COUNTY - On December 31, 1963 the Trustees authorized advertisement for objections only upon application submitted by Walter S. Hardin Realty Company on behalf of the following twenty-five applicants for purchase of contiguous parcels of submerged land totalling 13.72 acres, more or less, in Lemon Bay in Sections 4 and 9, Township 40 South, Range 19 East, within the revised bulkhead line in Sarasota County. The submerged parcels were in designated Spoil Area S-11A to be used as temporary spoil area for channel improvement work by the West Coast Inland Navigation District.

	File No.	Applicant	Acres
1.	858-58-253.12	Norman F. Six	0.36
2.	876-58-253.12	Don Marbley Six	0.18
3.	868-58-253.12	T. V. Corbin	0.25
4.	901-58-253.12	First National Bank of Nashville, Tennessee	0.21
5.	867-58-253.12	T. V. Corbin	0.31
6.	870-58-253.12	Hubert Grishaw	0.30
7.	882-58-253.12	William Fuller	0.34
8.	859-58-253.12	Oswald A. Fonos	0.21
9.	879-58-253.12	Ruby McKenzie	0.20
10.	884-58-253.12	Frederick R. Chamberlain, Jr.	0.24
11.	878-58-253.12	Dick A. Hathaway	0.50
12.	871-58-253.12	W. W. Ward	0.55
13.	896-58-253.12	Jean D. Weldon	0.38
14.	880-58-253.12	James H. Ellis	0.43
15.	1411-58-253.12	Ralph Hedges	0.67
16.	895-58-253.12	Gene M. Stirling	0.96
17.	863-58-253.12	Wilber B. Boyden	0.80
18.	1412-58-253.12	F. C. McPherson	0.51
19.	872-58-253.12	Lyman D. Clester	0.99
20.	865-58-253.12	Thomas D. Yutzy	0.88
21.	886-58-253.12	Carlton C. Cummins	0.90
22.	1433-58-253.12	John M. Freeman	0.61
23.	891-58-253.12	Jesse Clark	0.71
24.	861-58-253.12	Wilson Enterprises of Florida, Inc.	0.42
25.	894-58-253.12	Miles J. Cruickshank	1.81
			13.72 acres

The land was advertised for objections only in the Sarasota Herald, proof of publication filed with the Trustees, and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the parcels applied for by the twenty-five applicants at $475.00 per acre.

SARASOTA COUNTY - On December 31, 1963 the Trustees authorized advertisement for objections only upon application submitted by Walter S. Hardin Realty Company on behalf of the following eight applicants for purchase of contiguous parcels of submerged land totalling 4.86 acres, more or less, in Lemon Bay in Section 22, Township 40 South, Range 19 East, within the revised bulkhead line in Sarasota County. The submerged parcels were in designated Spoil Area S-6 North to be used as temporary spoil area for channel improvement work by the West Coast Inland Navigation District.

	File No.	Applicant	Acres
1.	893-58-253.12	Kenneth Kurtz	1.03
2.	1419-58-253.12	Russell Westerfield	0.36
3.	1420-58-253.12	Steve Majaras	0.25
4.	1421-58-253.12	C. J. Kreamer	0.38
5.	802-58-253.12	Harold R. Stoltzner	0.78
6.	1434-58-253.12	Annabelle M. McClain	0.39
7.	851-58-253.12	Harry Uebelle	0.35
8.	850-58-253.12	Ruth Uebelle	1.32
			4.86 acres

The land was advertised for objections only in the Sarasota Herald, proof of publication filed with the Trustees, and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the parcels applied for by the eight applicants at $475.00 per acre.

SARASOTA COUNTY - On December 31, 1963 the Trustees authorized advertisement for objections only upon application submitted by Walter S. Hardin Realty Company on behalf of the following nine applicants for purchase of contiguous parcels of submerged land totalling 12.99 acres, more or less, in Lemon Bay in Sections 9 and 16, Township 40 South, Range 19 East, within the revised bulkhead line in Sarasota County. The submerged parcels were in designated Spoil Area S-10A to be used as temporary spoil area for channel improvement work by the West Coast Inland Navigation District.

	File No.	Applicant	Acres
1.	862-58-253.12	Wilson Enterprises of Florida, Inc.	1.96
2.	877-58-253.12	Guy A. Burnett, Jr.	0.90
3.	881-58-253.12	Irving M. Carbino	2.14
4.	897-58-253.12	Caroline S. Boylston	3.40
5.	874-58-253.12	Clair C. Gardner	1.58
6.	849-58-253.12	Katherine G. Brazel	1.31
7.	1413-58-253.12	James E. Reynolds	0.92
8.	899-58-253.12	Everet G. Bentley	0.57
9.	848-58-253.12	Milton M. Morse	0.21
			12.99 acres

The land was advertised for objections only in the Sarasota Herald, proof of publication filed with the Trustees, and no protest received.

Upon motion adopted without objection, the Trustees confirmed sale of the parcels applied for by the nine applicants at $475.00 per acre.

SARASOTA COUNTY - On December 31, 1963 the Trustees authorized advertisement for objections only upon application submitted by Walter S. Hardin Realty Company on behalf of the following eight applicants for purchase of contiguous parcels of submerged land totalling 3.09 acres, more or less, in Lemon Bay in Sections 4 and 5, Township 40 South, Range 19 East, within the revised bulkhead line in Sarasota County. The submerged parcels were in designated Spoil Area S-11B to be used as temporary spoil area for channel improvement work by the West Coast Inland Navigation District.

	File No.	Applicant	Acres
1.	898-58-253.12	C. Allison Monroe	0.07
2.	902-58-253.12	Clarke C. Wilmot	0.08
3.	890-58-253.12	Clarence H. Martin	0.58
4.	866-58-253.12	Abraham L. Sainer	0.25
5.	855-58-253.12	Stephen S. Girard	0.62
6.	892-58-253.12	Harold J. Yates	0.18
7.	857-58-253.12	William H. Knull	1.08
8.	875-58-253.12	Eagle Point, Inc.	0.23
			3.09 acres

The land was advertised for objections only in the Sarasota Herald, proof of publication filed with the Trustees, and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the parcels applied for by the eight applicants at $475.00 per acre.

SARASOTA COUNTY - On December 31, 1963 the Trustees authorized advertisement for objections only upon application submitted by Walter S. Hardin Realty Company on behalf of the following eight applicants for purchase of contiguous parcels of submerged land totalling 12.68 acres, more or less, in Lemon Bay in Sections 15 and 22, Township 40 South, Range 19 East, within the revised bulkhead line in Sarasota County. The submerged parcels were in designated Spoil Area S-7 to be used as temporary spoil area for channel improvement work by the West Coast Inland Navigation District.

	File No.	Applicant	Acres
1.	1323-58-253.12	East Coast Investment Co.	0.79
2.	1322-58-253.12	Edwin A. Thompson	1.84
3.	852-58-253.12	Mable M. Horton	0.98
4.	1416-58-253.12	Frank S. Stallard	0.80
5.	854-58-253.12	Stephen S. Girard	1.77
6.	1422-58-253.12	William A. Norris	0.96
7.	1417-58-253.12	Harry C. Green	4.67
8.	1418-58-253.12	John K. Stoltzner	0.87
			12.68 acres

The land was advertised for objections only in the Sarasota Herald and proof of publication was filed with the Trustees.

Protest was filed by R. F. Debevoise on the grounds that filling of the area might affect the view toward Lemon Bay from his Manasota Key property, adjacent to which he owned submerged lands eastward to the proposed Inland Waterway bulkhead. The Staff did not feel the objection was justified under the circumstances, the fill would be placed on and bayward from the applicants' lots and not in front of his upland, and 180% clear view could not be guaranteed.

Upon motion duly adopted, the Trustees overruled the objections and confirmed sale of the parcels applied for by the eight applicants at $475.00 per acre.

SARASOTA COUNTY - Policy. Reference was made to the Trustees' action recorded in the minutes of July 19, 1960 relative to spoil disposal areas for the West Coast Inland Navigation District. The riparian owners desired to cooperate with the District and the U. S. Engineers but preferred to have the spoil placed on areas of upland and on submerged lands for extension of their uplands. The Trustees approving granting of temporary spoil areas adjacent to upland, contingent upon appropriate revision of the bulkhead lines and purchase of the submerged lands within such lines by the riparian owners in advance of actual filling, the sales to be made subject to temporary spoil easements. Upon determination that spoil areas would be used, bulkhead lines could be adjusted, submerged land sales confirmed, temporary spoil easements issued and the applications of private owners in the area would be given equal consideration when received. It was agreed by the Trustees and the West Coast Inland Navigation District that these deeds would be subject to a temporary spoil easement to allow for disposition of spoil from the channel work in Lemon Bay, since the bay was very narrow and it was felt desirable to make every effort to dispose of spoil in a manner consistent with the desires of local interests. It was anticipated that all of the owners in the area laid out for spoil would participate.

The above action in 1960 was predicated upon the approval of the upland owners. In conformance with policy of the Trustees, the sales could not be authorized until such time as a bulkhead line had been approved and the upland owner had purchased the land between his upland and the revised line. Subsequently, the Sarasota County Water and Navigation Control Authority did amend the bulkhead line which was formally approved by the Trustees.

The Trustees received applications to purchase (all Sarasota County sales listed above), the lands were advertised, and with the exception of one protest overruled by the Board, there were no objections to the sales. However, the Trustees' Staff was in receipt of objections from various applicants to the inclusion of the provision for spoil easements in their deeds. In the judgment of the Staff it was impractical and unwise to require any upland owner to accept the spoil from the intracoastal waterway for the following reasons: it was a Corps of Engineers contract completely under the supervision of the District Engineer, the nature of the material might be objectionable to the upland proprietor, the Trustees could not guarantee the amount of available fill material, and if there was any disagreement between the upland owner and the contractor the Trustees would be powerless to take affirmative action.

The Staff recommended that the sales be processed in accordance with administrative procedures, that the agreement in the minutes of July 19, 1960 be honored except where the owner objected to inclusion of the spoil easement in his deed. It was further suggested that all filling be under individual permit from Sarasota County Water and Navigation Control Authority in accordance with their standard operating procedures. The Staff felt that effort should be made to assist the West Coast Inland Navigation District and the Authority in the performance of their statutory duties, but that recommendation of sale could not be predicated upon the use of the property as a spoil area since such action would force the owner to accept fill material under terms and conditions over which he had no control and might result in misunderstandings and damage. Any approval of fill permits for this project should be conditioned upon the District procuring and furnishing written consent of any owner of land which is not to be filled adjacent to any area which is to be filled under this project. Mr. Kidd said this was to protect the Trustees in a situation over which they had no control after the contract was let.

The Trustees agreed that the recommendations were sound and not in conflict with previous action which had been taken in recognition of the expected participation by all of the owners in the designated spoil areas.

Upon motion by Mr. Larson, seconded and adopted, the Trustees approved the Staff recommendations for processing sales confirmed on this date for Sarasota County land and for approval of fill permits under the project.

INDIAN RIVER COUNTY - File No. 1441-31-253.12. Lloyd and Associates, on behalf of George Boone, the abutting upland owner, offered the appraised value of $467.00 per acre for a parcel of submerged land in the Indian River in Section 25, Township 30 South, Range 38 East, containing 0.555 acre within the established bulkhead line in Indian River County.

Upon motion duly adopted, the Trustees authorized advertisement of the land for objections only.

MONROE COUNTY - File No. 1457-44-253.12. Marcos W. Frisch, abutting upland owner, represented by G. A. Crawshaw, offered $425.00 per acre for a parcel of submerged land in the Bay of Florida in Section 28, Township 63 South, Range 37 East, containing 1.08 acres, more or less, Upper Matecumbe Key, Monroe County.

Upon motion duly adopted, the Trustees authorized advertisement of the land for objections only.

DUVAL COUNTY - File No. 1451-16-253.12. W. Sperry Lee on behalf of John Russell Shaw, as Trustee, presented the following applications:

(1) Application for disclaimer under Section 253.129 Florida Statutes covering 0.36 acre parcel of sovereignty land in Sections 23 and 24, Township 2 South,Range 26 East, which was filled prior to May 29, 1951.

(2) Application for quitclaim deed under Section 253.12(1) Florida Statutes covering two parcels of sovereignty land containing a total of 0.67 acre in said Sections 23 and 24 filled subsequent to May 29, 1951 and prior to June 11, 1957, for $1600.00 per acre, the value prior to such filling.

(3) Application to purchase 0.78 acre parcel of submerged land in the St. Johns River in said Sections 23 and 24 in the City of Jacksonville. The land was appraised at $2670.00 per acre.

Upon motion, seconded and adopted, the Trustees authorized issuance of the disclaimer for a handling charge of $10.00, authorized quitclaim deed covering the two parcels in "2" above with consideration at the rate of $1600.00 per acre, and authorized advertisement for objections only of the 0.78 acre submerged parcel.

SARASOTA COUNTY - (1) Staff recommended formal approval of a bulkhead line revised by Sarasota County Water and Navigation Control Authority and reaffirmed in meeting of the Authority on July 25, 1963. The line was located in Lemon Bay offshore from Block 3, Amended Plat of Englewood Park, in Section 36, Township 40 South, Range 19 East.

Upon motion duly adopted, the Trustees formally approved the amended bulkhead line established by Sarasota County Water and Navigation Control Authority.

(2) The Board of County Commissioners of Sarasota County by Resolution adopted June 25, 1963 requested dedication of 5.29 acres of submerged land in Lemon Bay in Section 36, Township 40 South, Range 19 East, to be used for public park and recreational purposes. The parcel, riparian to uplands owned by Sarasota County, was designated

part of an area for deposit of spoil by the West Coast Inland Navigation District.

Motion was made, seconded and adopted, that the parcel be dedidated to Sarasota County for public park and recreational use.

(3) File No. 803-58-253.12. Walter S. Hardin Realty Company, on behalf of Herman Paulsen, riparian upland owner, made application to purchase two separate parcels of submerged land in Lemon Bay in Section 36, Township 40 South, Range 19 East, containing a total of 1.88 acres landward of the bulkhead line revised by Sarasota County on July 25, 1963, at the appraised price of $200.00 per acre.

Upon motion duly adopted, the Trustees authorized advertisement of the land for objections only.

COLLIER COUNTY - Submitted to the Trustees for approval was a bulkhead line established by the Board of County Commissioners of Collier County by Resolution adopted September 10, 1963. The line, located in Collier Bay in Section 5, Township 52 South, Range 26 East, was a conservative line which connected with existing bulkhead line.

Upon motion, seconded and adopted, the Trustees formally approved the bulkhead line established by Collier County.

DUVAL COUNTY - Submitted to the Trustees for approval was an amended bulkhead line adopted by the Board of County Commissioners of Duval County by Resolution on November 18, 1963. The line was located on the Northerly side of the St. Johns River in Sections 20 and 21, Township 1 South, Range 27 East, in the vicinity of Drummond Creek.

Upon motion, seconded and adopted, the Trustees formally approved the bulkhead line established by Duval County.

BROWARD COUNTY - Upon motion duly adopted, the Trustees approved dedication to the State Road Department for public road construction of State Road No. 838 or the Everglades Parkway, over lands title to which was held by the Trustees of Internal Improvement Fund in Township 50 South,Range 36 East; Hiatus between Township 49 South, Ranges 36 and 37 East; Township 49 South,Range 37 East; Township 49 South, Range 38 East and Township 49 South, Range 39 East, all in Broward County.

COLLIER COUNTY - File No. 1463-11-253.129. Application was made by Condon and McDaniel for disclaimers under Section 253.129 Florida Statutes covering two contiguous parcels of sovereignty land filled prior to May 29, 1951 between the Government meanders in Sections 22 and 23, Township 50 South, Range 25 East. Application was on behalf of Jewell D. Jackson Pretzlav for 6.9 acres and Earl Ransone for 3.0 acres.

Upon motion duly adopted, the Trustees authorized issuance of the two disclaimers for handling charge of $10.00 each.

DADE COUNTY - On July 30, 1963 the Trustees discussed the necessary widening and improvement of Collins Avenue in Miami Beach and the possibility of realignment. In order to most effectively assist the city it was determined that a study should be made. The State Road Department developed and submitted a proposed alignment for a project (SRD Sec. 87060, Road A1A) from the Eden Roc Hotel to the Bath Club property at Indian Creek Drive.

The Staff recommended favorable consideration of the new plan as an expression to justify the city and Road Department in their further work toward acquisition and construction. Mr. Kidd said the basic problem was severance in extending the road, that after negotiating with the property owners the city would make its request for right of way.

Upon motion duly adopted, the Trustees gave preliminary approval and directed that the City of Miami Beach be advised that the proposed realignment is consistent with the wishes of the Board that the present right of way be used to the maximum with a minimum of encroachment on Indian Creek.

DADE COUNTY - George J. Helker, purchaser under Contract No. 22704 (647-13), requested deed to a 0.10 acre parcel in the contract dated January 20, 1961 which covered a total of 3.6 acres of submerged land in Biscayne Bay in Section 28, Township 52 South, Range 41 East. The contract was in good standing, 74% or $7,451.58 of the total amount of $10,052.37 having been paid.

Without objection, the Trustees authorized issuance of deed to the 0.10 acre parcel.

DADE COUNTY - File No. 1183-13-253.124. Upon motion duly adopted, the Trustees formally approved fill permit issued by the City of Miami under Section 253.124 Florida Statutes, to fill the 0.7 acre parcel of submerged land conveyed by the Trustees to Albert Construction Company.

Also, the Board authorized issuance of State Permit to James M. Albert for installation of marina facilities in Biscayne Bay at applicant's upland in Block 104S, Brickell Addition Amended, for $100.00 processing fee.

DADE COUNTY - Upon motion duly adopted, the Trustees authorized issuance of State Permit to Harbour Tower Development Corporation for construction of piers and docking facilities in North (Biscayne) Bay at applicant's upland at Harbour Island, North Bay Village, for processing fee of $100.00.

DIXIE AND GILCHRIST COUNTIES - Upon motion duly adopted, the Trustees approved dedication to the State Road Department for public highway and bridge purposes covering a strip of variable widths over the bottoms of the Suwannee River in Sections 9 and 16, Township 8 South, Range 14 East, between the extensions of the rights of way on the uplands.

LAKE COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of permits for $50.00 each to the following applicants to remove fill material from lake bottoms riparian to their uplands, subject to permit provisions and recommendations of the State Game and Fresh Water Fish Commission.

(1) C. R. Makin - 1000 cubic yards of material from Lake Minnehaha to improve Lots 5 and 6, 1277 Lake Shore Drive, Indian Hills Subdivision of Clermont in Lake County.

(2) J. G. White - 1000 cubic yards from Lake Louise to improve upland property in Section 17, Township 23 South, Range 26 East.

MANATEE COUNTY - File No. 1464-41-253.12(1) Request was made for deed under provisions of the second unnumbered paragraph of Section 253.12(1) Florida Statutes to Ibasfalean, Inc., covering 0.26 acre of Sarasota Bay submerged land in Section 3, Township 35 South, Range 16 East, filled prior to June 11, 1957 by the riparian owners, Cleonic Ibasfalean and wife.

Upon motion duly adopted, the Trustees authorized issuance of the deed for $100.00 minimum consideration.

MONROE COUNTY - J B K Enterprises, Inc., applied for 18,000 cubic yards of fill material to be taken from bottoms of Tarpon Basin in Section 21, Township 61 South,Range 39 East, to be used to improve applicant's riparian uplands. State Board of Conservation approved the proposed dredging.

Upon motion duly adopted, the Trustees approved sale of the fill material for $820.00, based on the standard yardage rates.

OSCEOLA COUNTY - Upon motion seconded and adopted, the Trustees granted easement to the Central and Southern Florida Flood Control District for right of way over a parcel of the submerged bottoms of the Kissimmee River in Section 11, Township 31 South, Range 31 East, contiguous to right of way previously granted to the District.

PALM BEACH COUNTY - File No. 1178-50-253.12. In connection with withdrawal of the application to purchase 0.422 acre of submerged land in the City of West Palm Beach, which recently retracted its bulkhead line toward shore, request was made for refund of $50.00 processing fee to Brockway, Weber and Brockway Engineers, Inc., and $1264.10 to Mrs. Helen Matteson, being the purchase price prepaid by applicant.

Upon motion duly adopted, the Trustees authorized the refunds.

PINELLAS COUNTY - File No. 1159-52-253.124. Upon motion adopted without objection, the Trustees formally approved Permit DF-209 authorized on February 13, 1964 by Pinellas County Water and Navigation Control Authority to Florida Presbyterian College for filling an area heretofore conveyed by the Trustees within bulkhead lines in Boca Ciega Bay north of Frenchman's Creek.

SARASOTA COUNTY - The Board of County Commissioners of Sarasota County on behalf of the United States applied for (1) perpetual easements covering rights of way for navigation channel from the Gulf of Mexico through New Pass into Sarasota Bay and channel from the Intracoastal Waterway to the City of Sarasota Marina, and (2) perpetual easements covering eight offshore spoil areas necessary in the construction and dredging of these channels, all located in Township 36 South,Ranges 17 and 18 East.

Staff recommended approval subject to receipt of written consent of upland owner, Arvida Realty Company, as to areas "3" and "4" near upland.

The Trustees accepted the recommendation of the Staff in the matter.

TRUSTEES' FUNDS - Authority was requested for employment of Mr. N. E. Miller as a part time employee of the Land Acquisition Division of the Trustees of Internal Improvement Fund at a salary of $3600.00 per year. Mr. Miller will advise the Division on the proper recreational use of presently owned lands, will propose such preliminary plans as are required and furnish such data and assistance as will be required in the actual acquisition of approved properties. Also, his services might be used in connection with such projects as Seadade, proper recreational use of projected public highways and spoil islands.

Upon motion duly adopted, the Trustees approved employment of Mr. Miller on a part time basis with the Land Acquisition Division at a salary of $3600.00 per year.

TRUSTEES' FUNDS - Senator Verle A. Pope requested loan of $200,000.00 to the St. Augustine Historical Restoration and Preservation Commission to be used to purchase and reconstruct a large exhibition building for use during the National and Florida Quadricentennial Celebration in 1965, and a portion of the building to be rented for commercial purposes. He said that after the celebration it was hoped that a part of the building could be rented for a permanent exhibit, that the loan would be repaid over a period of 25 years with interest at 3%, and that title to the property together with any income therefrom would be pledged as security. He filed resolutions from the County Commission of St. Johns County and the St. Augustine City Commission each pledging at least $3000.00 annually to the Historical Commission, which would pay the interest on the loan. Upon Governor Bryant's pointing out that the resolutions did not specify for what the $3000.00 was to be used, Senator Pope offered to have them redrawn and adopted in proper form.

Upon motion by Mr. Larson, seconded by Mr. Conner and adopted, the Trustees agreed to make the loan of $200,000.00 to the St. Augustine Historical Restoration and Preservation Commission for a twenty-five year period at 3% interest, with $75,000.00 to be advanced upon receipt of modified resolutions from the city and county and upon loan agreement prepared by the office of the Attorney General being entered into by the Trustees and the applicant, and with $25,000.00 per month to be advanced thereafter until the sum of the loan was paid.

TRUSTEES' OFFICE - Announcement was made of the retirement effective February 29, 1964, of Director Van H. Ferguson, who served the

Trustees since 1957. Governor Bryant and all the members expressed their appreciation for his loyalty, integrity and knowledge in land matters which contributed much to the Trustees and the State of Florida.

The appointment of Mr. William R. Kidd as head of the Trustees' office was then announced, to become effective upon Mr. Ferguson's retirement. Mr. Kidd has been with the Trustees as Engineer, served as an administrative assistant to the Governor and Chairman of the Governor's Committee on Recreational Development.

It was so ordered.

SUBJECTS UNDER CHAPTER 18296

CITRUS COUNTY - Staff recommended issuance of a new deed to Rountree Goodmon covering 10 acres certified to the State under tax sale certificate No. 339 of 1932. The land was deeded under Chapter 28317, Acts of 1953, on December 18, 1963 to Silous Goodmon based on incorrect title information. The original deed, unrecorded, was returned with corrected title report showing that the subject land was not included in a conveyance by R. (Rountree) Goodmon to Silous W. Goodmon dated November 1, 1957, R. Goodmon being the holder of deed under chain of title from the owner on June 9, 1939. The corrected data appeared to justify cancellation of the unrecorded deed and issuance of deed to the proper grantee.

Upon motion by Mr. Green, duly adopted, the Trustees authorized issuance of new deed under Chapter 28317 to Rountree Goodmon covering the NW¼ of NE¼ of NE¼ of Section 15, Township 19 South, Range 17 East, 10 acres in Citrus County.

Upon motion duly adopted, the Trustees adjourned.

Farris Bryant
GOVERNOR - CHAIRMAN

ATTEST: Van H. Ferguson
DIRECTOR - SECRETARY

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Tallahassee, Florida
February 25, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor (present part time)
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture

Van H. Ferguson	Director-Secretary
William R. Kidd	Engineer

The meeting was opened by Governor Bryant who explained that while it would be necessary for him to leave early, he came to the meeting for the purpose of participating in the retirement ceremonies for Mr. Ferguson. The Governor and the Trustees acknowledged the presence of Mrs. Ferguson who was presented a corsage and requested to sit with Mr. Ferguson at the cabinet table during the board meeting. On behalf of the Trustees the Governor presented to Mr. Ferguson a hand-painted plaque and resolution thanking him for his many loyal years of service to the Trustees and the State of Florida, and presented a personal gift on behalf of all the Trustees.

Governor Bryant then excused himself from the meeting, whereupon Attorney General Kynes took the Chair.

ESCAMBIA AND SANTA ROSA COUNTIES - On November 5, 1963, upon application of M. F. Kirby, the Trustees authorized offering for competitive bids for oil and gas drilling lease covering 22,689 acres in Escambia Bay and 27,892 acres in Pensacola Bay totaling 50,581 acres of sovereignty land, subject to clearance of the area for leasing by the United States Department of Defense. Such clearance was received with request for a modification of the area in Pensacola Bay by deleting 1,290 acres adjacent to the Pensacola Naval Air Station, leaving a total of 49,291 acres which was advertised according to law in the Tallahassee Democrat, Milton Press-Gazette and the Pensacola Journal for competitive sealed bids to be received this date for a drilling lease with a five-year primary term, annual rental of 20¢ per acre, requirement for first well to be commenced within nine months from date of lease and second well to be commenced within sixty days after completion of first well, all wells to be drilled to a depth of 7,400 feet or to the top of the Lower Cretaceous. No objection to the leasing was filed, however further exception of a small area was necessary covering submerged lands owned by the City of Pensacola under a Legislative grant.

One sealed bid was received from M. F. Kirby and Edward T. Merry, executor of the estate of Howard R. Merry, offering $9,958.20 as consideration, including $9,858.20 as first year's rental computed on the area advertised and $100.00 bonus bid for state drilling lease, subject to clarification, correction or elimination of certain items in the lease form. Subsequent discussion clarified the lease terms.

Upon motion made by Mr. Larson, seconded by Mr. Green and adopted, the Trustees accepted the bid for state drilling lease for oil, gas, sulphur, salt and/or brines on lands in Escambia and Santa Rosa Counties, subject to adjustment of rental after elimination of the area in the Legislative grant to the City of Pensacola.

HILLSBOROUGH COUNTY - File No. 1428-29-253.12. On December 31, 1963, the Trustees considered application by C. E. Mendez, the abutting upland owner, to purchase a parcel of submerged land in Hillsborough Bay in Sections 3 and 4, Township 31 South, Range 19 East, containing 78 acres, more or less, landward of the established bulkhead line in Hillsborough County. Notice of the sale was published in the Tampa Tribune and proof of publication filed with the Trustees. The Board of County Commissioners of Hillsborough County offered no objection to the sale. A protest filed on behalf of Arkus Furniture Company was withdrawn prior to this meeting.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale of the advertised tract of submerged land to Mr. Mendez at $200.00 per acre, the price approved by the Staff Appraiser.

INDIAN RIVER COUNTY - File No. 1438-31-253.12. On January 7 the Trustees considered application by Edward J. Ambrose and wife, abutting upland owners, to purchase a parcel of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, containing 0.96 acre more or less, within the established bulkhead line in Indian River County. The land was advertised in the Press-Journal of Vero Beach, proof of publication filed with the Trustees, and no protest was received. Central and Southern Florida Flood Control District waived objection.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale of the advertised parcel to the applicants at $200.00 per acre, the price approved by the Staff Appraiser.

INDIAN RIVER COUNTY - File No. 1444-31-253.12. On January 7 the Trustees considered application by Jacob Kepnes, abutting upland owner, with offer of $200.00 per acre, the price approved by the Staff Appraiser, for a parcel of submerged land in Indian River in Section 33, Township 30 South, Range 39 East, containing 3.03 acres, more or less, within the established bulkhead line in Indian River County. The land was advertised in the Press-Journal of Vero Beach, proof of publication filed and no protest was received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Kepnes at the price offered.

MONROE COUNTY - File No. 1408-44-253.12. On January 7 the Trustees considered application by Floyd Flexon, abutting upland owner, with offer of $300.00 per acre, price approved by the Staff Appraiser, for a parcel of submerged land in Hawk Channel in Section 1, Township 67 South, Range 28 East, containing 0.82 acre, more or less, at Summerland Key in Monroe County. The land was advertised in the Key West Citizen, proof of publication filed and no protest received.

Upon motion by Mr. Green, adopted without objection, the Trustees confirmed sale of the advertised parcel to Mr. Flexon at the price offered.

MONROE COUNTY - File No. 1443-44-253.12. On January 7 the Trustees considered application by James A. Bomar, abutting upland owner, with offer of $300.00 per acre, price approved by the Staff Appraiser, for a parcel of submerged land in Blackwater Sound in Section 11, Township 61 South, Range 39 East, containing 0.33 acre at Key Largo in Monroe County. The land was advertised in the Key West Citizen and proof of publication filed.

Protest received from Mrs. Nan A. Mayhew, owner of adjoining property, concerned possible blasting and operation of heavy equipment in the event of filling. Attention was called to the fact that applicant was owner of a much larger area of submerged land adjacent and westerly of the application, that proper conduct of blasting could take only a day's time, and that in event of application to blast and fill, the U. S. Army Corps of Engineers would issue notices to adjoining owners.

Upon motion by Mr. Larson, duly adopted, the Trustees overruled the objections and confirmed sale of the advertised parcel at the $100.00 minimum price.

INDIAN RIVER COUNTY - File No. 1437-31-253.12. J. L. Rogers, et al, abutting upland owners, represented by Cornelius T. Walter, offered $375.00 per acre appraised price for a parcel of submerged land in the Indian River in Section 29, Township 33 South, Range 40 East, containing 7.0 acres within the established bulkhead line in Indian River County.

Upon motion by Mr. Green, duly adopted, the Trustees authorized advertisement of the parcel for objections only.

BREVARD COUNTY - The Board of County Commissioners of Brevard County referred to the Trustees for formal approval a bulkhead line established by Resolution adopted November 21, 1963, in Newfound Harbor in Sections 25 and 36, Township 24 South, Range 36 East, Brevard County. The information filed showed no objections presented at the local hearing.

Upon motion duly adopted, the Trustees formally approved the bulkhead line as established by the Board of County Commissioners of Brevard County.

DADE COUNTY - File No. 741-13-253.124. Upon motion by Mr. Larson, adopted without objection, the Trustees formally approved fill permit issued by the City of Miami under Section 253.124 Florida Statutes, to fill the 1.82 acre parcel of submerged land in Dade County conveyed by the Trustees to Harold E. Davis under the referenced file number.

DADE COUNTY - The Director recommended permit to Willis H. Dupont for commercial pier and boat basin in Biscayne Bay at his property in Lot "M" Ewanton Heights in the City of Miami, Dade County. The pier would be along a projection of the south boundary of applicant's upland. The basin was a parcel of submerged land previously sold by the Trustees between the shore and the established bulkhead line. The Director displayed plat of subdivision of part of Block "M", of which the applicant's lot did not appear to be a part. Adjacent waterfront owners filed no objection to issuance of pier permit.

City Manager of Miami by telegram February 24 requested deferment of action on application for bridge and fill until the city considered proper application for dredging and filling. Application numbered SAJSP Permits (63-591) was pending before the U. S. Corps of Engineers for the pier, basin and filling of submerged land purchased from the Trustees. No bridge appeared to be involved. Mr. DuPont had worked on this application for about six months, made modifications at request of the city and the subject application was for the pier only which would be subject to building and zoning regulations of the city. Any filling could legally proceed only after the Trustees formally approved the local permit.

Upon motion by Mr. Larson, seconded by Mr. Green and adopted, the Trustees approved issuance of the pier permit for $100.00 processing fee, subject to requirement of approvals by the City of Miami and the United States Corps of Engineers.

DIXIE AND GILCHRIST COUNTIES - Upon motion by Mr. Larson, seconded and adopted, the Trustees approved dedication to the State Road Department for public highway and bridge construction purposes for State Road No. 55 over bottoms of the Suwannee River in Section 20, Township 10 South, Range 14 East, in Dixie and Gilchrist Counties.

ESCAMBIA AND SANTA ROSA COUNTIES - Upon motion by Mr. Green, seconded and adopted, the Trustees approved dedication to the State Road Department for public highway and bridge construction purposes for State Road No. 8 (Interstate Route No. I-10) covering a strip of variable widths of bottoms of Escambia Bay in Township 1 South, Range 29 West, between extensions of rights of way on the uplands.

HENDRY COUNTY - Upon motion by Mr. Green, duly adopted, the Trustees granted easement to the Central and Southern Florida Flood Control District for right of way over submerged bottoms of the Caloosahatchee River in Sections 9, 10, 15, 16, 19, 20, 21, 29 and 30 of Township 43 South, Range 28 East, for construction of Section 3-A of Caloosahatchee Canal C-43.

HILLSBOROUGH COUNTY - The Board of County Commissioners of Hillsborough County initiated proceedings to fix bulkhead lines in the Little Manatee River, including the zone around Govt. Lots 5 and 6 of Section 12, Township 32 South,Range 18 East, at which location unauthorized filling was required to cease in January 1963. The filled extension was mapped and request made on behalf of the county for permission of the Trustees for restoration to the normal condition which existed prior to filling, in order that the bulkhead line might be established along the line of natural shore. Notice of the intended removal was directed to the upland owner who filled.

Upon motion duly adopted, the Trustees authorized the Staff to proceed to advise Hillsborough County of approval for the proposed removal of the unauthorized filled extension and restoration of the shore line at its natural location.

MANATEE COUNTY - Florida Board of Conservation recommended issuance of State Permit to Manatee County Park, Beach and Recreation Commission for construction of artificial reefs at (1) the mouth of the Manatee River near Snead Point and (2) in Manatee River off 26th Street West at Bradenton. Special legislation was enacted in 1963 to amend Section 309.01 Florida Statutes to allow such construction in rivers and harbors in Manatee County. Staff recommended that both reefs be incorporated in one permit.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of State Permit to construct artificial reefs at the two locations for $50.00 charge.

PALM BEACH COUNTY - The Port of Palm Beach District on behalf of the United States applied for (1) perpetual right of way easements over submerged bottoms of the Atlantic Ocean in Sections 34 and 35, Township 42 South, Range 43 East, and submerged bottoms of Lake Worth in Section 34, Township 42 South, Range 43 East, and (2) perpetual easements over three areas in the Atlantic Ocean in Section 1, Township 43 South, Range 43 East, and Sections 34 and 35 in Township 42 South, Range 43 East, for spoil disposal purposes for use in the improvement and maintenance of the Port of Palm Beach.

Staff recommended approval subject to applicant furnishing a recordable plat that could be attached to the instrument in which would be shown the plat book and page number.

Upon motion adopted without objection, the Trustees approved issuance of the perpetual right of way and spoil easements requested by the Port of Palm Beach District, subject to submission by applicant of recordable plat to be attached to the instrument.

PINELLAS COUNTY - The West Coast Inland Navigation District requested (1) right of way easement for navigational channel construction purposes over unencumbered bottoms of Boca Ciega Bay in Township 32 South, Range 16 East, and also (2) perpetual easements for spoil disposal purposes over four areas in Boca Ciega Bay in Township 32 South, Range 16East, all for construction and maintenance of the Pinellas County Cats Point Project (Gulfport to Maximo Point Channel).

Upon motion adopted without objection, the Trustees approved the right of way and spoil disposal easements requested by West Coast Inland Navigation District.

SARASOTA COUNTY - File No. 1465-58-253.12(1) Request was made for deed to Robert S. Marvin covering 0.43 acre parcel of submerged land filled prior to June 11, 1957 in Section 6, Township 37 South, Range 18 East, in Roberts Bay. Staff recommended conveyance under the second unnumbered paragraph of Section 253.12(1) Florida Statutes for $250.00 per acre or $104.49 for the parcel, the value of the submerged land in the unfilled state in 1956.

Without objection, the Trustees approved deed to Mr. Marvin under the cited section at $104.49 for the parcel.

CHARLOTTE COUNTY - File No. 1458-08-253.12. Upon motion duly adopted, the Trustees authorized issuance of refund of $50.00 to Wood, Sheb, Whitesell and Drymon to cover application fee submitted with the above referenced application on which action was postponed in order that proration of property between the bulkhead line and the upland could be equitably adjusted.

TRUSTEES' OFFICE - Authority was requested to purchase for use in the Trustees' office two Asco Steelmaster card files, sized four by six, two-drawer, gray finish, at $8.20 each less 10%, or net cost of $14.76, from General Office Equipment Company.

Upon motion adopted without objection, the Trustees authorized purchase of the supplies requested.

SUBJECTS UNDER CHAPTER 18296

BREVARD COUNTY - Upon motion made by Mr. Green, seconded and adopted, the Trustees authorized refund in the amount of $10.00 to Crofton, Brewer and Holland for the reason that the State Road Department did not recommend release of the road right of way reservation contained in Brevard County Murphy Act Deed No. 1382-Corrective-Supplemental.

Upon motion duly adopted, the Trustees adjourned.

James W. Kynes
ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST:
DIRECTOR - SECRETARY

* * * * * * * * * * * * * * * *

Tallahassee, Florida
March 10, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture

William R. Kidd — Chief Engineer

Upon motion duly adopted, the Trustees approved minutes of the meetings on February 18 and 25, 1964, which were approved by the Attorney General.

LAND SALES

CITRUS COUNTY - File No. 1450-09-253.12. On February 4 the Trustees considered application by Florida Power Corporation, abutting upland owner, to purchase 1032.71 acres, more or less, of sovereignty land in the Gulf of Mexico in Sections 30, 31 and 32 of Township 17 South, Range 16 East, and Sections 4, 5, 6, 8 and 9 of Township 18 South, Range 16 East, within the established bulkhead line in Citrus County. Notice of sale was published in the Suncoast Sentinel in Crystal River, Florida, proof of publication filed and no protest to the sale received.

Upon motion by Mr. Larson, seconded and adopted, the Trustees confirmed sale of the advertised land to the Florida Power Corporation for the price offered, $25.00 per acre, to clear title to 245.87 acres and the appraised value of $76.50 for 786.84 acres.

Also, the Trustees formally approved fill permit granted to the applicant by the Board of County Commissioners of Citrus County on March 3, 1964, under purview of Section 253.124 Florida Statutes.

DADE COUNTY - File No. 1066-13-253.12. On January 21 the Trustees approved advertisement of corrected description of a parcel of submerged land in Biscayne Bay in Section 18, Township 57 South, Range 42 East, on Elliott Key in the City of Islandia, Dade County, applied for by E. F. P. Brigham and wife. Following the procedure approved by the Board, Mr. Brigham reconveyed to the Trustees the 4.14 acre parcel in Trustees Deed No. 23356 (1066-13) and the corrected description, comprising 5.02 acres, was advertised in the News Leader, Homestead, Florida, proof of publication filed and no protest received.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of deed to the 5.02 acres, more or less, as advertised, upon receipt of the amount of $264.00, the difference in price.

DADE COUNTY - File No. 1439-13-253.12. On January 21 the Trustees considered application by Harold Wohl and wife, abutting upland owners, who offered the appraised price of $5081.00 per acre for a parcel of submerged land in Biscayne Bay abutting uplands in Section 39, Township 54 South, Range 41 East, containing 0.476 of an acre, more or less, in the City of Miami, Dade County, landward of the established bulkhead line. The land was advertised in the Miami Daily News, proof of publication filed and no protest received.

Upon motion by Mr. Larson, duly adopted, the Trustees confirmed sale of the advertised parcel to the applicants at the appraised price.

DUVAL COUNTY - File No. 1381-16-253.12. On November 12, 1963, the Trustees deferred proposed sale to Wurn Arlington Construction Company and Michael L. Sack, abutting upland owners, of two parcels of submerged land in the St. Johns River in Sections 27 and 34, Township 1 South, Range 27 East, in Duval County, for study of protest filed by W. A. Hamilton on behalf of riparian owner within one thousand feet of Parcel 1 in the application. Applicant and objector subsequently agreed to a modification which reduced the area of the parcel for conveyance to Wurn Arlington Construction Company. The total application area was reduced from 26.3 to 23.9 acres and objection having been withdrawn, sale on this date was recommended.

Upon motion duly adopted, the Trustees confirmed sale of the modified area containing 23.9 acres, more or less, to the applicants at the appraised price of $250.00 per acre.

INDIAN RIVER COUNTY - File No. 1447-31-253.12. On January 21 the Trustees considered offer of the appraised price of $200.00 per acre from Charles A. Proctor and wife, abutting upland owners, for a parcel of submerged land in the Indian River in Section 28, Township 30 South,Range 39 East, containing 1.704 acres, more or less, within the established bulkhead line in Indian River County. The land was advertised in the Press-Journal, Vero Beach, Florida, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicants at the appraised price.

LEE COUNTY - File No. 1430-36-253.12. On January 21 the Trustees considered application of Norda Essential Oil and Chemical Company, Inc., abutting upland owner, with offer of the appraised price of $405.00 per acre for 12.6 acres of submerged land in Pine Island Sound in Sections 22, 26 and 27, Township 45 South, Range 21 East, Lee County, landward of the established bulkhead line. Notice of sale was published in the News-Press, Fort Myers, Florida, proof of publication was filed and no objection to the proposed sale was received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicant at the price offered.

PALM BEACH COUNTY - File No. 1083-50-253.12. On January 21 the Trustees considered offer of the appraised price of $2995.50 per acre from Edith T. Drew, abutting upland owner, for purchase of a parcel of submerged land in Lake Worth in Section 27, Township 43 South, Range 43 East, containing 0.721 acre within the revised bulkhead line in the City of West Palm Beach. Notice of sale was published in the Palm Beach Post and proof of publication was filed in the Trustees' office.

Objections were received from Izaak Walton League on conservation grounds and from the City of West Palm Beach, which advised that the City Commission opposed all filling of riparian lands in the city. Staff pointed out that all fill permits must be issued by the city which had full authority to control all filling and development of the subject land. The Attorney General had ruled that the establishment of a bulkhead line evidenced intent to sell and the City of West Palm Beach approved the bulkhead line within which the application area was situated. Under the circumstances the Trustees' Staff recommended overruling the objections.

Upon motion by Mr. Green, seconded and adopted, the Trustees overruled the protests and approved sale of the advertised parcel at the appraised price.

VOLUSIA COUNTY - File No. 1435-64-253.12. On January 21 the Trustees considered offer of $3,537.50, appraised price for the parcel, from Stepp, Inc. representing Bernard M. Beach, Sr., et al, for 2.4 acres of submerged land in the Halifax River in the City of Holly Hill abutting uplands in Section 37, Township 15 South,Range 33 East, within the established bulkhead line in Volusia County. Notice of sale was published in the News Journal, Daytona Beach, proof of publication filed and no protest received.

Upon motion by Mr. Larson, seconded and adopted, the Trustees confirmed sale of the advertised land to Daniel Amster and Ralph Antonelli, successors in title to the original applicant.

APPLICATIONS FOR LAND

PALM BEACH COUNTY - The following applications were presented from abutting upland owners for purchase of submerged areas riparian to their ownerships:

(1) File No. 1072-50-253.12. Brockway, Weber and Brockway on behalf of Sam Simonhoff, et al, offered the appraised price of $1934.50 per acre for 1.328 acres in Jupiter Sound in Section 30, Township 40 South, Range 43 East, in the Gomez Grant, within the established bulkhead line in Palm Beach County.

(2) File No. 1335-50-253.12. William K. Hyotlaine on behalf of Frank C. Jones offered the appraised price of $1934.50 per acre for 0.92 acre parcel in Jupiter Sound in Section 30, Township 40 South,Range 43 East, in the Gomez Grant, within the established bulkhead line in Palm Beach County.

Motion was made and duly adopted that the two parcels of submerged land be advertised for objections only.

MISCELLANEOUS

TRUSTEES' POLICY - In accordance with instructions of the Trustees on January 28 relative to the exchange of lands with the Florida Inland Navigation District, Staff report, "A Proposal for the Exchange of Lands Needed for the Recreation Program between the Trustees of the Internal Improvement Fund and Florida Inland Navigation District", was forwarded to each of the Trustees. The Staff recommendation was that the lands be exchanged as outlined in the report and that no exchange be made until such time as the said District formally approved the Staff recommendation.

Since some lands being considered for exchange were at St. Lucie Inlet, Col. Herbert C. Gee was present on behalf of owners of upland property in the zone for which plans were under way to work out requirements for public parks and orderly development of the private tract adjoining. He had come for assurance that acquisition in the area by the Land Use Division would not put a stop to the private development.

Col. Herman W. Schull, Jr., General Manager of Florida Inland Navigation District, urged approval of right of way easements on submerged lands in Biscayne Bay for a Corps of Engineers channel improvement project for which the contract had been awarded. He expressed the opinion that the proposal to charge for right of way on State sovereignty lands was an unwise departure in policy which would increase the total cost for any U. S. Army Corps of Engineers navigation project. He said exchange might be worked out value for value for other lands, not right of way easements, that the District had granted to counties and cities use of lands for public purposes and had released to the State certain easement areas no longer suitable for spoil deposit. With reference to the tract on Long Island south of St. Lucie Inlet in Martin County, he said it had not come from the State and was a principal asset of the District.

Governor Bryant pointed out that the Trustees had always worked to assist the Florida Inland Navigation District, granting easements without charge on sovereignty lands of value belonging to all the people of Florida but the District declined, based on "policy", to grant lands desired by the State for public use, specifically land on Long Island needed for public recreation. The Board expressed concern at the refusal and when Col. Schull said that the District had to proceed as advised by its attorney, Mr.Larson suggested a conference between its attorney and the Trustees' attorney, the Attorney General.

Motion was made by Mr. Larson, seconded and adopted, that the matter be referred to the Attorney General and the Staff for further negotiation.

PASCO COUNTY - Relative to a proposed bulkhead line, since withdrawn, in the vicinity of Anclote Key, a hearing was conducted on January 31, 1964 by the Trustees' staff which forwarded to the Board a report, "Anclote Key, Pasco County, February 20, 1964." In all probability the bulkhead line would come up again and the Staff recommended a study by the Outdoor Recreational Planning Committee prior to that time in order that development in the area might conform to the maximum public use and benefit.

Upon motion unanimously adopted, the Trustees approved the recommendation.

SHELL LEASES - Presented to the Trustees for information was the following list of remittances on shell leases received from the Department of Conservation. Director Randolph Hodges stated that there had been an increase in receipts from $80,000 to $300,000 for the month of January 1964 and audits were being kept up on lease accounts.

Lease No.	Name of Company	Amount Remitted
1703	Bay Dredging & Construction Co.	$ 7,666.22
1788	Benton & Company	10,764.89
1718	Radcliff Materials, Inc.	17,069.03
1917	Fort Myers Shell Company	841.80
1504	Edison Shell Company	224.70
1684	Edison Shell Company	none

PALM BEACH COUNTY - Terry Cattle Company, Inc., applied for ten year grazing lease of Section 5, Township 43 South, Range 39 East, containing 640 acres which applicant, owner of land to the north and south of Section 5, desired to include in its overall program of pasture improvement. Section 5 was part of a larger tract of Trustees' land committed for use by the Division of Corrections which, however, had under development only the S½ of its large tract and did not anticipate development or use of Section 5 for at least another ten years and recommended the lease which would result in improvement and development of the land for future use by the Glades Correctional Institution.

Mr. William R. Weigel inspected the tract and recommended the following ten year rental schedule based on the highest and best use being improved pasture development: $1.00 per acre per year for first and second years and $6.375 per acre per year for third through tenth years. The applicant agreed to the rental schedule as well as the usual lease provisions in addition to the following special provisions, necessary due to inclusion of Section 5 within a separate drainage plan from that of the Glades Correctional Institution area.

1. Drainage canal along East boundary of Section 5 at termination of lease shall remain available for outlet for any runoff from Section 5 and Trustees will share pumping and maintenance costs on canal and pump on an acreage basis with the owner of Sections 8 and 17.

2. Terry Cattle will provide an adequate canal along Easterly boundary of Trustees tract to accommodate natural runoff from presently undeveloped land to the West Palm Beach Canal.

3. Upon termination of lease the Trustees shall have a perpetual right of ingress and egress to Section 5 over established roadways in Sections 8 and 17.

4. Upon termination of lease, the Lessee shall have a perpetual right of ingress and egress over established roadways in Section 5 which connect with adjoining land to the North.

Attorney General Kynes questioned the wisdom of negotiating leases instead of asking for bids. Mr. Kidd explained the drainage situation and said there was little chance of competition in view of the expense of setting up drainage system for a ten year lease, also that the only access was through property of adjoining neighbor. Mr. Conner felt that adequate determination by the Staff of value and improvement costs would protect the Board. Mr. Kidd said that a comprehensive report on muck lands owned by the Trustees was being prepared for submission to the Board.

Upon motion by Mr. Conner, seconded by Mr. Green and adopted, with the Attorney General voting "No", the Trustees authorized ten year lease of said Section 5 to Terry Cattle Company, Inc., under the terms and conditions stated above.

PINELLAS COUNTY - Bulkhead Line. On October 4, 1960 the Trustees formally approved Pinellas County Bulkhead Line Segment Four established by Pinellas County Water and Navigation Control Authority on March 10, 1960, extending from the west side of Cross Bayou Canal to the south city limits of Clearwater in Old Tampa Bay. Subsequently, the Trustees' Staff found errors and omissions in the description as published in the Notice. Readvertisement of the unit as recommended by the Attorney General was completed and in meeting on February 13, 1964 the Authority revised and re-established the bulkhead line lying in Sections 16, 17, 20, 28, 29 and 33, Township 29 South, Range 16 East.

Upon motion by Mr. Larson, duly adopted, the Trustees formally approved the revised bulkhead line established by Pinellas County on February 13, 1964.

BREVARD COUNTY - Upon motion duly adopted, the Trustees approved sale for $1226.00, based on standard yardage rates, of 31,300 cubic yards of fill material to be taken from bottoms of Newfound Harbor in Section 6, Township 25 South, Range 37 East, to be used by the applicant, Gulf Construction and Development Corporation, to improve its upland property in said section.

BROWARD COUNTY - Florida Inland Navigation District requested temporary easement for deposit of spoil on the foreshore adjacent to Block 1, Amended Plat of Morang and Parks Second Addition to Palm Island as recorded in Plat Book 16, Page 52, Broward County Records. The riparian owner had consented to the deposit of material. The easement was in addition to temporary easement authorized by the Trustees on February 5, 1963, with authority for assignment to the United States, to terminate January 31, 1965, for deposit of spoil at intervals along the Atlantic Ocean foreshore in Delray and Ocean Park. The District had secured easements from riparian upland owners.

Upon motion duly adopted, the Trustees granted the temporary easement requested.

BROWARD COUNTY - File No. 1288-06-253.124. Upon motion duly adopted, the Trustees formally approved fill permit issued by the City of Fort Lauderdale under Section 253.124 Florida Statutes, to fill 1.1 acre parcel of submerged land conveyed by the Trustees to Lauderdale Yacht Club.

DADE COUNTY - Metro Dade County, on behalf of the United States, requested temporary easement to expire December 31, 1964 for spoil disposal and beach nourishment over a small parcel of submerged land in the Atlantic Ocean in Section 26, Township 52 South, Range 42 East, Dade County, for use in connection with the improvement of Bakers Haulover Inlet. Bal Harbour Towers, Inc., owner of abutting ocean-front property, approved issuance of the easement.

Upon motion duly adopted, the Trustees authorized easement as requested by Metro Dade County.

DUVAL COUNTY - Notice was given by Mr. Ferguson, former Director of the Trustees, of hearing on this date on application by Joseph J. Nelson for a commercial pier in Trout River at his waterfront upland in Lot 9, Lawton Subdivision of Panama Park, according to plat recorded in Deed Book "AB" at Page 560, Duval County. The Trustees in meeting on October 15, 1963, considered complaint made by Albert S. Dixon regarding work by Mr. Nelson. The Staff requested deferment until a field check and report was prepared. However, interested parties present were heard.

On behalf of the applicant, Representative Tom Greene said that Mr. Nelson had attempted to get permit since 1961 and that now the location was zoned commercial and owner to the east consented to relocation and improvement of the existing dock, which was inadequate to accommodate shrimp boats.

David Foster, on behalf of Mrs. A. S. Dixon, objected on the grounds that it would affect his client's property rights, restrict use and view of her residence in an area formerly (and now predominantly) residential and was against rules and regulations of the Trustees. He displayed maps in support of his charge that applicant had filled and done other work without authorization.

The Trustees deferred action and directed the Staff to make a field investigation and recommendation.

LAKE COUNTY - Upon motion duly adopted, the Trustees authorized fill permit for $200.00 to Inland Groves Corporation of Clermont to dredge 4000 cubic yards of material from bottoms of Lake Minnehaha to improve upland Lots 25 and 26 in Indian Hills Subdivision, Lake County, subject to compliance with recommendations of the Game and Fresh Water Fish Commission.

LEE COUNTY - Stanley A. Beiley requested new deed to Allied Electric Supply, Inc., for the purpose of replacing and superseding Trustees' Deed No. 21960 dated June 4, 1963, which conveyed the NE¼ of SW¼ of Section 24, Township 46 South, Range 22 East, in Lee County, to Allied Holding Company, Inc., which firm was voluntarily dissolved prior to issuance of the deed. Assignment of interest by surviving directors and trustees of the dissolved corporation to Allied Electric, Inc., was filed in the Land Office and office of the Attorney General recommended issuance of new deed.

Upon motion, seconded and adopted, the Trustees authorized issuance of new deed to Allied Electric Supply, Inc., upon return of the original unrecorded deed.

MARION COUNTY - Attorney John Marshall Green, acting for and on behalf of certain residents of Timucuan Island (Island No. 1) in Lake Weir requested dedication of the existing bridge and causeway in favor of Marion County for proper public maintenance. The access was required by the Trustees in 1959 in connection with filling in Lake Weir and numerous complaints had been made as to maintenance and clearance for boats. Staff reviewed the description and recommended dedication to the county.

Upon motion duly adopted, the Trustees authorized dedication of the bridge and causeway to Marion County for public road purposes.

MONROE COUNTY - Lee F. Franklin applied for permit to erect and maintain, in connection with operation of a fish camp on Cross Key under Trustees Lease No. 1779, one sign not to exceed ten by twenty feet to be located nine-tenths of a mile north of his camp and fifteen feet east of easterly right of way of State Road No. 5. Recommendation was for approval subject to compliance with provisions of Florida Outdoor Advertising Laws and local regulations, annual rental of $50.00 and provisions for cancellation upon sixty days notice.

The Trustees were not in favor of commercial signs along the scenic highway. However, since a business man should be entitled to advertise his wares,some type of uniform sign in keeping with park signs was suggested.

Upon motion duly adopted, the Trustees rejected this particular application but directed the Staff to review the entire matter.

PALM BEACH COUNTY - North Palm Beach Heights Water Control District submitted report and plans for improvement in accordance with Chapter 298.47 and 298.48 Florida Statutes. Chapter 298.47, quoted in part, stated "No bonds shall be issued under this Chapter, except with the approval of the Board of Drainage Commissioners of the State of Florida..." Chapter 298.48 provided for disposition of proceeds from bond sales.

The Board was informed that this was a secondary canal improvement program designed to utilize the primary drainage system provided by Central and Southern Florida Flood Control District, that preparation of all plans and specifications had been under the direction of James D. Carlton, registered engineer. Staff felt that the Board could proceed to grant approval subject to approval of the Attorney General.

Upon motion, seconded and adopted, the Trustees granted approval of the report and plans submitted by North PalmBeach Heights Water Control District, subject to economic feasibility and full compliance with the Attorney General's review of all proceedings.

PINELLAS COUNTY - Requests were presented for State Permits for construction of docks approved by Pinellas County Water and Navigation Control Authority, as follows:

(1) Empire Associates, Inc., applied for two permits for commercial docks in Boca Ciega Bay at applicant's upland (a) in Isle of Palms First Addition to Treasure Island and (b) in the City of Treasure Island, Pinellas County;

(2) Malcolm Guccione applied for permit for commercial dock in St. Joseph Sound at applicant's upland in Palm Harbor Subdivision, Pinellas County;

(3) Home Port Marina, Inc., applied for permit for marina-type facilities in Smith's Bayou at upland in Block B, Grand Bay Subdivision in Section 11, Township 28 South, Range 15 East, Pinellas County.

Upon motion, seconded and adopted, the Trustees authorized issuance of commercial permits to Malcolm Guccione, Home Port Marina, Inc., and two to Empire Associates, Inc., for $100.00 processing fee for each of the four permits.

PINELLAS COUNTY - Gladys D. Gregory, owner of Lot 12 less the West 6 feet, all of Lot 13 and West 6 feet of Lot 14 of Block "E" Avondale Subdivision in Section 3, Township 29 South, Range 15 East, Pinellas County, requested disclaimer of a parcel of filled land in Stevenson Creek, reportedly filled by the City of Clearwater years ago for navigational and mosquito control purposes. The portion of Stevenson Creek east of the 1847 U. S. Meander line of Clearwater Harbor was not classified as navigable water by the United States and the entire Fractional Section 3 was patented without exception of areas covered by water, therefore the Trustees had not apparent title or interest in any part of the section.

Upon motion duly adopted, the Trustees authorized issuance of ex parte disclaimer covering the 0.45 acre parcel for $10.00 handling charge.

SARASOTA COUNTY - West Coast Inland Navigation District applied for disclaimer in order to secure title to that part of the right of way of Intracoastal Waterway through Section 32 of Township 39 South, Range 19 East, Sarasota County. That part of Lemon Bay lying in said section was not meandered or separated from the uplands during the original government surveys, the entire section being patented to and deeded out of the State without exception of areas covered by water.

Upon motion duly adopted, the Trustees authorized issuance of ex parte disclaimer covering the described right of way, containing 29.79 acres, more or less.

VOLUSIA COUNTY - Murray Sams, for Strawn Groves, Inc., applied for permit to remove sand bars and sand spits in Lake Winona in Section 24, Township 15 South, Range 29 East and Section 19, Township 15 South, Range 30 East, in order to maintain the lake at a mean water level in area and depth to improve navigation, bathing, fishing and for frost protection for the surrounding citrus area. The Game and Fresh Water Fish Commission approved dredging of material, which would be dumped away from the area and not used for any commercial purpose.

Upon motion duly adopted, the Trustees authorized permit for the proposed work as approved by the Game and Fresh Water Fish Commission.

ST. JOHNS COUNTY - Trustees' Funds. With reference to the loan to the St. Augustine Historical Restoration and Preservation Commission approved by the Trustees on February 18, 1964, Assistant Attorney General Robert C. Parker reported that suitable resolutions had been prepared for adoption by the County Commission of St. Johns County and the St. Augustine City Commission with respect to each agency pledging $3000.00 annually, interpreted to take care of interest on the Trustees' loan. Senator Verle A. Pope will handle the resolutions with the two local agencies. Also, provisions of the agreement for loan of $200,000 of Trustees' funds to St. Augustine Historical Commission were explained.

The report made by Mr. Parker as information to the Trustees was accepted.

ST. LUCIE COUNTY - On January 7 the Trustees were unwilling to allow further two-year moratorium on payment on Purchase Contract No. 22194 (148-56) but agreed to consider a proposal from the contract purchaser, Fort Pierce Port and Terminal Company. The Chief Engineer advised that no proposal had been received but he would like authority to try to work out the matter.

Upon motion by Mr. Larson, seconded and adopted, the Trustees directed that notice be given to the company that a thirty-day period would be allowed for making satisfactory arrangements for payment before the contract was declared null and void.

TRUSTEES' FUNDS - The Department of Conservation recommended that the Trustees contribute matching funds to initiate United States Corps of Engineers cooperative appraisal of beach erosion for the entire State of Florida. The estimated cost of the study was $15,000.00, of which the Trustees were asked to pay $7,500.00. In view of the importance of the matter in relation to state sovereignty lands, the Trustees' Staff recommended approval of the request.

Upon motion by Mr. Green, seconded and adopted, the Trustees approved request of the State Department of Conservation for use of $7,500.00 of Trustees' funds for the purpose explained.

TRUSTEES' FUNDS - The Board of Conservation approved proposal of the Canal Authority of the State of Florida to request the Trustees of the Internal Improvement Fund to establish a credit of $1,500,000.00 for the Authority to use in acquiring necessary rights of way for the Cross Florida Barge Canal. The Governor said that the Board had agreed to a five-year loan in return for security of approximately 9,000 acres of presently surplus land of the Authority in Marion County with an indicated value of $2,000,000.00.

Upon motion by Mr. Green, duly adopted, the Trustees approved commitment of $1,500,000.00 of Trustees' funds, to be advanced as needed for acquisition of rights of way for the Cross Florida Barge Canal, to be repaid on or before five years with three per cent interest, subject to the Trustees' Appraiser making an appraisal report on the approximate 9,000 acres offered by the Authority as security. The Trustees referred to the Attorney General the legal consideration involved in the security instruments, loan agreement and transfer of funds.

SURPLUS PROPERTY - Authority was requested for reporting to the Purchasing Commission as surplus property the Plymouth 4-Door (Savoy) 1957 automobile owned by the Trustees and not used for the past one and one-half years, so that it could be transferred to some other State Agency if needed.

Upon motion duly adopted, the Trustees authorized the automobile to be reported as surplus property.

TRUSTEES' OFFICE - Upon motion by Mr. Green, duly adopted, the Trustees authorized purchase for the Trustees' office of the following items to match existing equipment:

1 Mayline Drafting Table No. 7708B	$127.00 net
1 Royal Drafting Stool No. 668TC Metal part gray, upholstery brown	33.96 "
1 Model 15 Premier cutting board (from General Office Equipment Co.)	17.10 "
2 General Fireproofing filing cabinets, legal-sized, 4-drawer, without lock, olive green (from State Office Supply Co.)	111.50 ea. net

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SUBJECTS UNDER CHAPTER 18296

OKALOOSA COUNTY - Upon motion duly adopted, the Trustees granted to the State Road Department two easements for right of way purposes for State Road S-602 covering the following Murphy Act land in Okaloosa County:

(1) The SE¼ of NW¼ of NE¼ of Section 7, Township 5 North, Range 22 West, 0.13 acre, certified to the State under Tax Sale Certificate No. 675 of September 5, 1921;

(2) The NE¼ of SE¼ of Section 16, Township 5 North, Range 23 West, 2.94 acres, certified to the State under Tax Sale Certificate No. 293 of July 1, 1929.

Upon motion duly adopted, the Trustees adjourned.

Bryant
GOVERNOR - CHAIRMAN

ATTEST: William R. Kidd
SECRETARY

Tallahassee, Florida
March 17, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture

William R. Kidd	Director and Chief Engineer

COLLIER COUNTY - The Jib Corporation made application for an exchange of lands in Section 9, Township 51 South, Range 26 East, Collier County, necessary on account of apparent discrepancies or errors in the original survey of 1875. Investigation indicated that Henderson Creek does not actually exist on the ground as shown by the original government survey, which was clearly shown on a survey plat examined by the Board, and in order to get the land and water areas reallocated by and between public and private ownership, the Trustees' Staff recommended the following transfer of title:

Trustees to applicant, Parcels A, B and F containing 100.04 acres at $100.00			$10,004.00
Applicant to Trustees, Parcels C, D and F containing 52.56 acres at $50.00			
and 1.43 acres at $100.00		$2,628.00	
		143.00	
		$ 2,771.00	2,771.00
Difference, or amount owed to Trustees			$7,223.00
Cost of survey	$1,900.00		
1/2 to Trustees		$950.00	
Engineer fee	205.07		
1/2 to Trustees		102.53	
		$1,052.53	1,052.53
Actual amount due to Trustees I. I. Fund			$6,170.47

Conveyance of Parcel F to the Trustees and reconveyance to the applicant was recommended for the purpose of simplifying the description and clarifying the title. Mr. Kidd explained that because of the importance of the information to the Trustees, it was suggested that one-half the cost of the survey and engineering fee be paid by the Trustees. Staff further recommended that the proposed land exchange be advertised for objections only, with the net cost paid by the applicant.

Upon motion duly adopted, the Trustees approved the exchange, payment of one-half of survey and engineering costs, and authorized advertisement for objections only.

INDIAN RIVER COUNTY - File No. 1074-31-253.12. On November 26, 1963, the Trustees confirmed sale to Fred R. Tuerk of submerged lands in the Indian River and Johns Island Creek in Section 35, Township 31 South, Range 39 East and Sections 1, 2, 12 and 13, Township 32 South,Range 39 East, in the Town of Indian River Shores, Indian River County, within the established bulkhead line and riparian to applicant's upland property. Certain objections were made by County Commissioners, particularly to sale of bottom lands lying west of Johns Island. The Trustees deferred action on confirmation of sale as to that portion of the application. Negotiations were completed and the County withdrew objections provided the Town of Indian River Shores amended the bulkhead line in accordance with the layout shown on the plat submitted.

Mr. Kidd said the town agreed to modify the bulkhead line and sale was recommended as to those submerged lands lying between Johns Island and the line shown on said plat, containing 92.5 acres, more or less, at the appraised price of $150.00.

Upon motion duly adopted, the Trustees confirmed sale of the 92.5 acres of bottom lands in Mr. Tuerk's application at the price offered, conditioned upon modification of the bulkhead line by the Town of Indian River Shores as indicated on the plat exhibited on this date.

OKEECHOBEE COUNTY - William L. Hendry on behalf of Fred Judge offered $250.00 for purchase of Lot 46, Block 202 of City of Okeechobee Subdivision, Plat Book 2, page 17 of St. Lucie County Records. Applicant owned two adjoining lots and planned to construct a residence. Lot 46 was 50 feet by 150 feet in size, approximately one-half mile southwesterly of the City of Okeechobee on an unpaved road, and valued at $250.00 by the Trustees' Appraiser.

Upon motion duly adopted, the Trustees authorized advertisement of the lot for competitive bids pursuant to law.

POLK COUNTY - W. J. Touchton, Secretary of Wahneta Drainage District, submitted recommendation from the District that the Trustees, as the Board of Drainage Commissioners of the State of Florida under provisions of Section 298.12, appoint Frank M. O'Halloran to succeed himself as Supervisor for a three-year term. Pursuant to advertised call for land owners' meeting to elect a supervisor, there was less than a quorum of land owners present in person or by proxy, less than fifty per cent of the land being represented, and no legal election could be had.

Upon motion, seconded and adopted, the Trustees appointed Mr. O'Halloran Supervisor of Wahneta Drainage District for three years from expiration of his current term on March 21, 1964.

VOLUSIA COUNTY - File No. 1435-64-253.124. Upon motion adopted without objection, the Trustees formally approved fill permit issued by the City of Holly Hill under Section 253.124 Florida Statutes for filling 2.4 acres of submerged land conveyed by the Trustees to Daniel Amster, et al, successors in title to the uplands of Bernard M. Beach, Sr., et al.

ST. JOHNS COUNTY - Assistant Attorney General Robert C. Parker advised that new resolutions were received from St. Johns County and the City of St. Augustine, each pledging to the St. Augustine

Historical Restoration and Preservation Commission not less than $3000 annually for the purpose of enabling the Commission to borrow from the Trustees of Internal Improvement Fund the amount of $200,000 to purchase and restore an exhibition building. Mr. Parker stated that he had also requested a resolution or minutes of the Commission showing authorization for execution of the Loan Agreement by the Chairman and the Secretary-Treasurer on behalf of the Historical Commission.

The Trustees approved the report from the office of the Attorney General which had prepared the Agreement for the loan of $200,000 approved by the Trustees on February 18 in favor of the St. Augustine Historical Restoration and Preservation Commission.

TRUSTEES' POLICY - With reference to the proposal discussed at the last meeting of the Trustees for exchange of lands with the Florida Inland Navigation District, Attorney General Kynes stated that he had conferred with Mr. Byron King of Jacksonville, an attorney representing the District, who displayed a very cooperative attitude and expressed the feeling that there would be an area of understanding with reference to lands declared excess by the District which were filled with material from state sovereignty bottoms. Mr. King said a meeting of the District Board was scheduled for March 20th.

The Trustees accepted the report as information and took no action.

TRUSTEES' OFFICE - Upon motion duly adopted, the Trustees authorized the purchase for the office of the Land Management Division of the following items from Commercial Office Furniture Company to match existing equipment, in compliance with regulations of the State Purchasing Commission:

1	Myrtle Conference Desk No. 5361-76FC, 76"x42", walnut with plastic top, $314 less 25%	$235.50
1	Myrtle Credenza, walnut, No. 5378MT top and 2 No. 5332BC sliding door units, $217 less 25%	$162.75
1	Stanley Posture Chair No. 104½, walnut with Naugahyde and Gro Point seat, $169 less 25%	$126.75

TRUSTEES' OFFICE - Staff of the Trustees requested formal approval of administrative reorganization of the Trustees' office as presented in advance memorandum to each member. Changes suggested by various members were approved, including designation of "Director" as the title of the chief officer. Mr. Kidd requested permission to use "Director and Chief Engineer" which was granted. He was also appointed Secretary to the Board and Mrs. Mary C. Pichard was named Assistant Secretary. The operating divisions of the office were designated "sections", title of "assistant" under the administrative section was changed to "secretary" and Mr. Kidd said that after approval of the internal reorganization, the Staff would work out classifications, job descriptions and personnel policies.

The Trustees authorized Mr. Kidd to review the financial situation of the Internal Improvement Fund with Comptroller Ray E. Green for an evaluation and advice to the Trustees by Mr. Green.

The following description of the operations of the eight sections in the Trustees' office and the legal section (under the Attorney General who serves as attorney for the Trustees) was approved for release and inserted in the minutes as information.

"The Trustees of the Internal Improvement Fund endorsed an interdepartmental reorganization of the Trustees' staff. The new staff organization will consist of eight operating sections and a legal section. The new organization is within the total number of positions authorized by the Legislature.

1. The Murphy Act Section which has the basic responsibility for all matters pertaining to Murphy Act lands including sales, records of deeds, releases of reservations and all other matters pertaining to Murphy Act lands.

2. The State Land Office has primary responsibility for maintenance of the original title records of all the lands in Florida, release of reservations including oil, mineral, canal, etc., relative to Trustees' lands.

3. Field Notes Section is the repository of the original field notes and plats of the U. S. together with Spanish archives, the Land Commissioner's books for Spanish land matters and the Surveyor General's files. This agency has the responsibility of reproduction of these irreplaceable notes and plats as requested for surveyors, engineers, abstractors, lawyers and the public in general.

4. The Engineering Section has on file all bulkhead lines of record, processes all submerged land sales, maintains accurate and detailed records of reclaimed lake bottoms and exercises jurisdiction over all legal descriptions prepared by the Trustees' staff.

5. The Land Acquisition Section is responsible for the selecting, contracting, appraising and negotiating for purchase and performing all other activities incidental to the Outdoor Recreation and Conservation Program as directed by the Cabinet. In addition to its other duties, this section conducts all appraisals of Trustees' lands and negotiates all leases of Trustees' lands.

6. The Bulkhead, Coastal Structure and Fill Permit Section will conduct field surveys in concert with the Department of Conservation and provide comprehensive reports and recommendations relative to these matters. It has the basic responsibility to see that the sovereignty lands are managed in the best interest of the people of Florida and in conformance with good conservation practice.

7. Fiscal and Accounting Section provides management of all funds, disbursements, purchases, property accountability, internal audit, fiscal control, payroll, lease records, budget and accounting. In addition, collection of all funds derived from leases and contracts is under the authority of the chief of the section.

8. Administrative Section will administer processing agendas, minutes of the meetings, correspondence, Indian Affairs, transactions with the Bureau of Land Management, internal office management, janitorial and messenger service, receptionist and miscellaneous office functions.

9. The Legal Section which is under the direct supervision of the Attorney General provides the necessary legal

functions within the organization through all levels of the Trustees of the Internal Improvement Fund.

"The Staff reorganization also requires a complete review of the interdepartmental relationships between the Trustees' Staff and the Department of Conservation and recommends that these two agencies establish a close working relationship in the review of bulkhead lines and dredge and fill permits. The new organization will provide better and more efficient service for the people of Florida."

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Without objection, the Trustees formally approved the administrative reorganization, including pay increases for three employees retroactive to March 1, 1964.

Upon motion duly adopted, the Trustees adjourned.

F. Bryant
GOVERNOR - CHAIRMAN

ATTEST: William R. Kidd
SECRETARY

* * * * * * * * * * * * * * *

Tallahassee, Florida
March 24, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture
	William R.Kidd	Director and Chief Engineer

Upon motion adopted without objection, the Trustees approved minutes of the meetings on March 10 and 17, 1964, which were approved by the Attorney General and copies presented to each member.

MARTIN COUNTY - File No. 1449-43-253.12. On February 4, 1964, the Trustees considered application by the Palm Beach Company, abutting upland owner, with offer of the appraised price of $302.48 per acre for purchase of a parcel of submerged land in the Indian River abutting uplands in the Hanson Grant in Township 38 South, Range 42 East, containing 10.33 acres within the established bulkhead line of the Town of Sewall's Point in Martin County. Notice was published in the Stuart News, proof of publication filed, and several local conservation groups protested sale of the land.

Upon motion by Comptroller Green, seconded and adopted, the Board deferred action for further investigation.

MANATEE COUNTY - File No. 1466-41-253.12. R. J. Marshall on behalf of Walter S. Hardin, et al, abutting upland owners, offered the appraised price of $240.00 per acre for 13.965 acres of submerged land in Terra Ceia Bay in Sections 3 and 10, Township 34 South, Range 17 East, Manatee County, landward of the established bulkhead line.

Upon motion by Mr. Green, duly adopted, the Trustees authorized advertisement of the land for objections only.

MANATEE COUNTY - File No. 1467-41-253.12. R. J. Marshall on behalf of Roy T. Richards, the abutting upland owner, offered the appraised price of $600.00 per acre for a parcel of submerged land in the Manatee River in Section 16, Township 34 South, Range 17 East, Manatee County, containing 3.635 acres landward of the established bulkhead line.

Upon motion by Mr. Green, duly adopted, the Trustees authorized advertisement of the land for objections only.

BROWARD COUNTY - File No. 1410-06-253.129. On November 5, 1963, the Trustees authorized issuance of disclaimer under provisions of Section 253.129 Florida Statutes to Eugene I. Williams, Sr., covering a parcel of land in Section 1, Township 50 South, Range 42 East, Broward County, filled prior to May 29, 1951. After the disclaimer was recorded it was found that the legal description furnished with the application and appearing in the instrument contained two typographical errors.

Upon motion adopted without objection, the Trustees authorized issuance of corrective instrument for the standard handling charge of $10.00.

CITRUS COUNTY - The Florida Board of Conservation, Division of Salt Water Fisheries, recommended issuance of a State Permit to Crystal River Guides Association for construction of an artificial fishing reef about 4.6 miles west-southwest of the entrance light to Crystal River in water depths of 21 to 22 feet, in Citrus County.

Upon motion duly adopted, the Trustees approved issuance of the permit for the standard $50.00 fee.

DADE COUNTY - File No. 1471-13-253.129. Subject to review and approval by the Attorney General, the Trustees approved issuance of disclaimer to George Jacobson and wife under provisions of Section 253.129 Florida Statutes covering a parcel of land filled in May 1945 in Section 6, Township 53 South, Range 42 East, City of Miami, being Lot 3 of Block 4 of Bay Lure Subdivision, Plat Book 44 at Page 63, Public Records of Dade County.

DADE AND MARTIN COUNTIES - On January 28, 1964, the Trustees deferred action on the request of Florida Inland Navigation District for easement for right of way purposes over a small parcel of submerged land in Biscayne Bay in Section 8, Township 53 South, Range 42 East, Dade County. A second request was received from the District for easement over a small parcel of submerged land in Biscayne Bay in Sections 30 and 31, Township 53 South, Range 42 East, Dade County, both parcels being needed to realign the present channel.

Also with reference to the Florida Inland Navigation District, Mr. Kidd advised the Trustees that the District Board in meeting March 20th agreed by resolution to lease LongIsland at St. Lucie Inlet in Martin County to the Trustees of the Internal Improvement Fund for one year. The lease, prepared and executed by the District, contained provision that the land would not be sold by the Navigation District during the period of the lease, except to the lessee.

The Trustees approved the lease as an expression of good faith and agreed that the one-year term would allow time for further discussion and negotiation.

Upon motion by Mr. Green, duly adopted, the Trustees accepted one-year lease from the Florida Inland Navigation District covering Long Island in Martin County, subject to review and approval of the instrument by the Attorney General.

Without objection, the Trustees granted request of the Florida Inland Navigation District for easement for right of way purposes over the two parcels in Biscayne Bay.

HIGHLANDS COUNTY - Upon motion duly adopted, the Trustees approved issuance of fill permit to D. A. Savoie for $25.00 minimum charge, to dredge not more than 500 cubic yards of material from bottoms of Lake Letta riparian to his property to improve his upland Lot 17, Block 1 of Lake Letta Estates, Highlands County. The Game and Fresh Water Fish Commission approved the dredging operation.

INDIAN RIVER COUNTY - In connection with construction and improvement of State Road S-505-A (Kings Highway), the State Road Department requested dedication of the following described Trustees' land:

> West 40 feet of S½ of SW¼ of Section 33 and East 40 feet of SE¼ of Section 32, less SE¼ of SE¼ of SE¼ in Township 31 South, Range 39 East;
>
> West 40 feet of Tract 17 in S½ of Section 4, less South 68 feet and West 40 feet of Tract 17 in N½ of Section 4, Township 32 South, Range 39 East.

The land was under mineral lease No. 760 in favor of Hobart Brothers Company, which executed subordination in favor of the State Road Department.

Upon motion made by Mr. Green, seconded and adopted, the Trustees authorized dedication of the land in Indian River County to the State Road Department for state highway purposes.

MONROE COUNTY - Des Rocher Sand Company, Inc., requested one-year extension of its sand lease No. 1172 expiring April 9, 1964. The lease covered three sovereignty areas lying northerly of the island of Key West in Monroe County, with a royalty of 15¢ per cubic yard, monthly minimum of $25.00 and surety bond of $1000.00. Surety bond was filed for requested renewal.

Mr. Kidd advised that the firm had been paying the minimum and not mining sand. He recommended renewal of this lease but proposed a complete review and audit of the sand leases before other renewals. Governor Bryant expressed approval of the plan to audit all sand leases.

Upon motion duly adopted, the Trustees authorized one-year extension of sand lease No. 1172 to Des Rocher Sand Company on the same terms and conditions.

PALM BEACH COUNTY - On October 30, 1962, the Trustees at the request of Florida Inland Navigation District authorized issuance of ex parte disclaimer covering Government Lot 3 in Section 9, Township 47 South, Range 43 East, since part of the right of way of Intracoastal Waterway included areas within meanders of the government lot. The disclaimer was not recorded for the reason that such instrument would not suffice in clearing said part of the right of way for title insurance. Mr. Kidd indicated on the map the area which was dug out to create navigable water. He recommended ex parte disclaimer covering the part of the right of way within said government lot.

Upon motion by Attorney General Kynes, seconded and adopted, the Trustees authorized issuance of ex parte disclaimer covering the particularly described part of the right of way within Government Lot 3 in Section 9, Township 47 South,Range 43 East, Palm Beach County.

PALM BEACH COUNTY - Gulfstream Marina, Inc., requested permit for a commercial dock in Lake Worth at Lot 6, Sam Brown Jr.'s Hypoluxo Subdivision in Boynton Beach, Palm Beach County. The city zoned the lot for such use and adjacent water front owners filed waivers of objection.

Upon motion by Mr. Green, adopted without objection, the Trustees authorized issuance of State Permit for $100.00 processing fee.

PALM BEACH COUNTY - File No. 1385-50-253.12. Upon motion duly adopted, the Trustees authorized issuance of refund in the amount of $50.00 to Brockway, Weber and Brockway covering a duplicate application fee erroneously transmitted to the Trustees' Office with a revision of a previously submitted purchase application for Palm Beach County land.

SARASOTA COUNTY - Trustees' Deed No. 17891 dated May 2, 1928, conveyed to Charles H. Ewing a parcel of submerged land in Little Sarasota Bay in Section 20, Township 37 South,Range 18 East, Sarasota County. In 1953 Albert Rasmussen and wife purchased the subject parcel and completed the development before June 11, 1957, the date of enactment of the Bulkhead Act. Due to lack of proper control a part of the area filled was located outside of the original conveyance and under provisions of Section 253.12(1) Florida Statutes, title to said area was quitclaimed to Mr. Rasmussen by Trustees' Deed No. 21663 dated November 7, 1957. The whole area was subdivided as a resubdivision in Bayview Acres, Plat Book 16, Page 39, Sarasota County Public Records, and several of the lots included therein were conveyed into other ownership.

It was found that said plat encompassed certain land not acquired by Mr. Rasmussen and also that there was a substantial amount of unfilled land lying outside the bounds of said plat acquired by the Rasmussens. The established bulkhead line one foot offshore from the mean high water mark included the areas inadvertently filled and excluded those areas which were conveyed but were unfilled bottoms. It was explained that the survey was in error, the Trustees' deed should be made to conform to the area, and that the private parties had agreed to a solution proposed by the Staff. Mr. Kidd said that the Trustees would receive actually more than they would give up.

The Staff recommended that the Trustees accept quitclaim deed from Mr. Rasmussen covering all unfilled land originally conveyed and in turn issue to the record owners of the abutting filled lands included within the boundaries of the respective platted lots quitclaim deeds to those lands title to which is not now vested in said abutting owners, with the instruments to be issued under provisions of Section 253.12(1) Florida Statutes for a handling charge of $10.00 for each of the three required.

Upon motion duly adopted, the Trustees accepted the recommendations of the Staff and authorized issuance of the required instruments.

SARASOTA COUNTY - On February 18, 1964 the Trustees granted request of the Board of Commissioners of Sarasota County for perpetual easements to the United States for (1) navigation channel rights of way and (2) for offshore spoil areas, all located in Township 36 South, Ranges 17 and 18 East, Sarasota County. On this date Tracy Danese, attorney, on behalf of Sarasota County, requested a new instrument to include additional right of way contiguous to the area granted on February 18 (Deed No. 23642) in order to shift the channel to deeper water. Also, to replace Deed No. 23643 approved on February 18, he asked for a new instrument describing a reduced spoil area, cutting off about three hundred feet which was not needed. He returned the original instruments to be voided and requested issuance of new easements.

Mr. Kidd recommended the modifications and execution of the new instruments.

Upon motion, seconded and adopted, the Trustees approved issuance of the modified perpetual easements to the United States as requested by Sarasota County.

TRUSTEES' FUNDS - On November 12, 1963, request was made by Executive Director J. Broward Culpepper on behalf of the Board of Control for loan of $1,528,162.00 for use as planning funds in order to expedite the university construction under the forthcoming bond program. The Trustees had expressed concern about being able to furnish the money without taking a loss on securities investments and the action was to make a commitment of Trustees' funds in the amount requested provided details could be worked out so that the Internal Improvement Fund would not take any loss and provided the loan would be repaid. Subsequently, based on information furnished by the Auditor, the Director had advised the Board of Control that none of the securities could be liquidated without loss and the matter rested there.

On this date request was presented from W. G. Hendricks, Business Manager for the Board of Control, for immediate release of $400,000 and an additional release of $500,00 by May 15th, totalling $900,000. Mr. Kidd recommended (1) that the loan be made only if the Trustees could sell these securities to one of the state trusts with a buy-back agreement, (2) that the Trustees have a contract for repayment with the Board of Control specifying that repayment will be made out of bond funds before any other payments are made, that interest rate will be three per cent, that the $260,000 now outstanding with the Board of Control will be included in this loan agreement and repaid at the same time, and (3) that preparation of necessary legal documents be under the supervision and direction of the Attorney General.

The Trustees recommended that the Board of Control might make use of monies from the gross receipts tax on utilities. It was stated that some checking had been done and it appeared that those monies had been accumulating and might be used for planning funds. Governor Bryant suggested that Attorney General Kynes prepare an opinion on use of the gross receipts tax. Mr. Hendricks was asked to place the request for planning funds before the State Board of Education.

Mr. Green reminded Mr. Hendricks that the Trustees expected repayment of the $260,000 loan approved on May 10, 1960, with the expectation of reimbursement by the Legislature - which was not reimbursed. Mr. Hendricks said that $130,000 of the amount would be repaid within ten days.

Upon motion duly adopted, the Trustees rejected the request for immediate release of $400,000 and additional release of $500,00 in May, and recommended that the use of monies from the gross receipts tax be investigated.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Green, duly adopted, the Trustees approved Bidding Report No. 848 listing one regular bid for sale of land in Holmes County under the Murphy Act.

Upon motion duly adopted, the meeting was adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
SECRETARY

* * * * * * * * *

Tallahassee, Florida
March 31, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:		
	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture
	William R.Kidd	Director and Chief Engineer

The minutes of the meeting of March 24, 1964 were approved as submitted.

DADE COUNTY - File No. 1459-13-253.12. Padgett, Teasley and Niles, representing E. M. Hauk and wife, abutting upland owners, offered the appraised price of $1987.00 per acre for purchase of a parcel of submerged land in the northern part of Biscayne Bay in Section 18, Township 53 South, Range 42 East, containing 1.45 acres in the City of Miami landward of the established bulkhead line.

Upon motion duly adopted, the Trustees authorized advertisement of the parcel for objections only.

INDIAN RIVER COUNTY - File No. 1476-31-253.12. Charles L. Herring, representing Ernest R. Manierre and wife, abutting upland owners, offered the appraised price of $200.00 per acre for a parcel of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, containing 0.94 acre landward of the established bulkhead line in the Ambersand Beach area where other sales had been made to the north and south of the application parcel.

Upon motion duly adopted, the Trustees authorized advertisement of the parcel for objections only.

PALM BEACH COUNTY - File No. 1470-50-253.12. Brockway, Weber and Brockway, on behalf of Benjamin W. Shapiro et al, abutting upland owners, offered the appraised price of $1383.75 per acre for a parcel of submerged land in Lake Worth in Section 26, Township 44 South,Range 43 East, containing 4.025 acres in the Town of Palm Beach landward of the established bulkhead line.

Upon motion duly adopted, the Trustees authorized advertisement of the parcel for objections only.

OSCEOLA COUNTY - The Central and Southern Florida Flood Control District requested a surface easement including the right to permanently or intermittently flood the following:

1. Those lands in the Kissimmee River Valley in Sections 7, 8, 17 and 18 of Township 29 South, Range 30 East, and Section 36, Township 28 South, Range 29 East, and Section 31, Township 28 South, Range 30 East, lying between the open waters of Lakes Kissimmee and Hatchineha and the 55-foot mean sea level contour, said contour being the original ordinary high water mark of said lakes and thus the dividing line between public and private ownership; and
2. Those lands within the surveyed meanders of the Kissimmee River and outside of previously granted right of way for Canal C-37 (Kissimmee River) in Sections 1 and 12, Township 29 South, Range 29 East.

Maps were exhibited and Mr. Kidd said that plans of the District were for improvement of both navigation and flood control.

Upon motion duly adopted, the Trustees granted surface easement to Central and Southern Florida Flood Control District over the lands requested.

OSCEOLA COUNTY - File No. 1393-49-253.36. Walter W. Woolfolk, on behalf of the Estate of William C. Zipprer, applied to purchase reclaimed lake and river bottom lands abutting his uplands and agreed to accept a deed subject to surface easement, the lands being within the areas described above over which easement was granted on this date to Central and Southern Florida Flood Control District for flowage and storage. The appraiser reported a value of $9,280.00 for the nine parcels applied for, totalling 458.19 acres, more or less, of reclaimed lake and river bottom lands lying in Townships 28 and 29 South, Ranges 29 and 30 East, described as follows:

Parcel No. 1 in unsurveyed Sections 8 and 17, Township 29 South, Range 30 East, containing 64.51 acres, more or less;

Parcel No. 2 in unsurveyed Section 18, Township 29 South, Range 30 East, containing 52.06 acres, more or less;

Parcel No. 3 in unsurveyed Section 7, Township 29 South, Range 30 East, containing 161.71 acres, more or less;

Parcel No. 4 in unsurveyed Section 1, Township 29 South, Range 29 East, containing 43.68 acres, more or less;

Parcel No. 5 in unsurveyed Section 36, Township 28 South, Range 29 East, containing 71.85 acres, more or less;

Parcel No. 6 in unsurveyed Section 31, Township 28 South, Range 30 East, containing 3.03 acres, more or less;

Parcel No. 8 in unsurveyed Section 18, Township 29 South, Range 30 East, containing 49.65 acres, more or less;

Parcel No. 9 in unsurveyed Section 7, Township 29 South, Range 30 East, containing 0.63 acres, more or less;

Parcel No. 10 in unsurveyed Section 12, Township 29 South, Range 29 East, containing 11.07 acres, more or less.

Upon motion duly adopted, the Trustees approved the sale to the applicant at the appraised price without advertisement in accordance with the policy for sale of reclaimed lands.

BROWARD COUNTY - Bulkhead Line. On October 22, 1963, the Trustees considered the bulkhead line adopted by the City of Fort Lauderdale by Ordinance C-1900 passed on April 16, 1963 for Island "B" (Catalina Island) in New River Sound and Davock Bay south of the Intracoastal Waterway and north of the Isla Bahia development in said city in Broward County. Pursuant to field inspection and recommendation by the Staff, the Trustees withheld formal approval and directed that the bulkhead line be referred back to the city with suggestion for revision to provide 150 foot clearance at the point of Island "B" in the vicinity of Lots 13 and 14 of Isla Bahia Subdivision. No formal action was taken by the city to retract the bulkhead line at that point. The effect of such revision would reduce the encompassed island area by 0.042 acre, to which the owner had objected.

The Florida Inland Navigation District in seeking spoil areas for improvement of the Intracoastal Waterway acquired from E. W. Vanstone, owner of Island "B", easement for spoil deposit on his ownership. Staff of the Florida Inland Navigation District advised the Trustees' office that they were unaware of the Trustees' action on October 22, 1963 and assumed that it was legal for them to deposit spoil on the private property. However, no bulkhead line had been approved by the Trustees and in effect filling of the island was in violation of Florida Statutes. The Staff, having no advance knowledge of the spoil area on private ownership, was unable to give the District advance notice of the complications which might arise from utilization of the island as a spoil area. Enlargement of the Intracoastal Waterway proceeded as spoil was deposited by the contractor on Island "B". Many protests to the filling were filed with the Trustees. Owing to the narrowness of the waterway in the vicinity, Staff was unable to develop additional or alternate spoil areas without seriously impairing riparian rights of the upland proprietors and therefore the Staff reluctantly recommended to the Trustees that spoiling be allowed on Island "B" only on that portion privately owned and that no enlargement of the island be approved under any conditions. Staff also recommended that spoil deposit be limited so that the finished elevation of the island should not exceed eight feet mean sea level as a maximum and should conform to city ordinances. The action recommended required concurrence of the Attorney General's office since it was a departure from usual practice.

Robert M. Curtis, attorney for Mr. Vanstone, reviewed his client's efforts to get a bulkhead line encompassing a larger area for development of the island, his opposition to cutting off the parcel at the southeast point, his granting of easement to the public body for deposit of spoil on his ownership to aid in a public improvement and subsequent request that the filling be stopped. He pointed out that his client had done no filling and disagreed with the charge that filling was allowed as a means of exerting pressure.

City Attorney Shelby Dale expressed the opposition of the city to enlargement of Island "B" and to the present height of the spoil deposit. He said no building permit would be granted and the City Commission would take any legal action possible to require the owner to remove the fill to a maximum of eight feet. He presented official request on behalf of the City Commission for formal approval of Ordinance C-1900 fixing the bulkhead line as shown in red on the map submitted.

Opposing the fill deposit (said to be about twenty feet high) and any enlargement of the island, L. C. Judd and William P. Owen, representing property owners in Isla Bahia Subdivision and Company

Six-C, Inc., developer, urged approval of the bulkhead line in City Ordinance C-1900. B. A. Walterman, owner of Lot 13 opposite the southeast point of Island "B", objected to the line around that point as constricting the entrance into Davock Bay and hampering navigation, and protested his loss of view caused by the height of the spoil deposit.

The Trustees were greatly concerned about the apparent lack of regulations of the city, the District, and the law regarding the maximum height of such spoil deposits and approved suggestion of the Attorney General that the matter of a legal remedy be thoroughly studied.

Mr. Kidd pointed out a small parcel of Trustees' land shown in green on the map and suggested that Mr. Vanstone might agree to sell or trade the triangular southeast point. He was asked to obtain pictures of the filled area for examination by the Board. Then he suggested that the Trustees might approve the bulkhead line in Ordinance C-1900 with the exception of the portion of line encompassing the small southeast point of land under controversy. Mr. Larson expressed himself in favor of withholding approval of that portion as indicating that the Board was concerned and did not approve filling that area.

Upon motion made by Mr. Green, seconded by Mr. Conner and unanimously adopted, the Trustees formally approved a portion of the bulkhead line adopted by the City of Fort Lauderdale on April 16, 1963 in Ordinance No. C-1900 for Island "B" (Catalina Island) in New River Sound, but did not approve the portion of the line encompassing the point of land under controversy containing 0.042 acre, more or less. The description of the approved portion is as follows:

> Commencing at the Northeast corner of Government Lot 3, Section 13, Township 50 South, Range 42 East, Broward County, Florida; thence South 88°09'38" West a distance of 2.47 feet; thence North 1°28'25" West a distance of 514.11 feet; thence North 76°45'35" East a distance of 279.80 feet to the Point of Beginning of the bulkhead line; thence South 76°45'35" East a distance of 693.69 feet; thence North 59°22'45" West a distance of 498.90 feet; thence North 0°23'05" West a distance of 289.88 feet to the South right of way line of the Intracoastal Waterway, thence South 84° 00'40" East along said right of way line a distance of 1169.61 feet; thence South 0°23'05" East a distance of 187.68 feet to the end of the bulkhead line.

BREVARD COUNTY - Upon motion duly adopted, the Trustees approved sale of 4,500 cubic yards of fill material for $225.00, based on standard yardage rates, the material to be dredged from the bottoms of Pelican Creek in Section 30, Township 24 South, Range 37 East, Brevard County, from an area riparian to upland ownership of Frank J. Sharp, applicant, for improvement of his uplands.

CHARLOTTE COUNTY - The West Coast Inland Navigation District requested perpetual right of way easement over two parcels of submerged land in Township 42 South, Range 20 East, required to widen the existing right of way at the Gasparilla Sound and Seaboard Air Line Bridges.

Upon motion by Mr. Green, duly adopted, the Trustees authorized issuance of the easement requested by the West Coast Inland Navigation District.

PINELLAS COUNTY - Perpetual easement was requested by the United States over an amended area in lieu of the perpetual easement granted on February 25, 1964 to West Coast Inland Navigation District for spoil disposal purposes over four areas in Boca Ciega Bay in Township 32 South, Range 16 East, for construction and maintenance of the Pinellas County Cats Point Project. It was explained that the U. S. Engineers discovered that one of the areas granted was beyond the allowable pipeline pumping distance, and the District would reconvey to the Trustees the original area.

Upon motion by Mr. Green, duly adopted, the Trustees approved issuance of perpetual easement covering the amended area.

PALM BEACH COUNTY - Staff recommended refund to Briny Breezes, Incorporated, in the amount of $1000.00 which was the amount deposited with the Trustees September 20, 1960, in cash in lieu of surety bond guaranteeing faithful performance of groin construction agreement No. 1382(G-28). The project was satisfactorily completed and release of the bond was approved by the Division of Beaches and Shores of the State Department of Conservation.

Upon motion by Mr. Green, duly adopted, the Trustees authorized refund of $1000.00 to Briny Breezes, Incorporated.

MEAN HIGH WATER COMMITTEE -On March 10, 1964 the Florida Board of Conservation adopted a resolution recommending formation of a technical committee to investigate the problem of determining and locating the line of mean high water. The Trustees' Staff considered this a matter of utmost importance and made the following recommendation: that the committee be composed of three professional land surveyors to be recommended by the surveying section of the Florida Engineering Society and three attorneys to be appointed by the Attorney General, with the Director of the Trustees' Staff acting as chairman of the committee. It was not anticipated that any additional expenditures would be involved in the activity and no funds were requested.

Upon motion duly adopted, the Trustees approved the recommendations for appointment of a technical committee composed of members as recommended, for the purpose explained.

OFFSHORE SALVAGE - The Trustees considered the problems relating to offshore salvage leases and the probability that a very important segment of Florida history was disappearing because artifacts and other historical material were being lost to public ownership. Recognizing its limited knowledge in the field, the Staff recommended the formation of an advisory committee which would have the primary responsibility for advising the Trustees in matters pertaining to salvage leases, disposition of relics, laws to safeguard historical material and other matters relative to the preservation and enforcement as approved by the Trustees. Anticipating that a committee would require a small budget, the Director requested authorization to budget up to $3000.00.

The Trustees discussed past experiences with leases, authorized and unauthorized salvage operations, the lack of knowledge on the part of many treasure seekers and the difficulties involved in protection of sites and items of historical value. It was felt that all salvage should be under the supervision of persons qualified to determine such values.

Upon motion by Mr. Green, unanimously adopted, the Trustees authorized up to $3000.00 from Trustees funds for direct committee expenditures during the next fiscal year and approved appointment of the following to serve on the advisory committee:

S. J. Olsen of the Division of Geology of the State Board of Conservation, Director; Dr. Hale Smith of the Department of Anthropology of Florida State University; Dr. J. C. Dickinson of the Florida State Museum, University of Florida; Dr. Pierce Brodkorb of the Department of Biology, University of Florida; Dr. Robert H. Fuson of the University of South Florida; Dr. Charlton W. Tebeau of the University of Miami.

THE ELLIOT BUILDING - Upon motion by Mr. Green, seconded and adopted, the Trustees authorized the following work to be done by Blair Floor Covering Company of Tallahassee, the repairs in the Trustees' office building having been approved by Mr. Robert H. Brown of the Construction Division:

Furnish and install 1/8 inch 9x9 vinyl tile in area damaged by water leaking through basement wall	$73.50
Remove damaged stair treads and risers and replace	$51.00

TRUSTEES' OFFICE - Upon motion by Mr. Green, seconded and adopted, the Trustees authorized the purchase of the following items to match existing equipment:

1 4-drawer legal GF filing cabinet, olive-green, without key lock, for Land Management Division, $130 less 15%	$110.50
1 2-drawer legal GF filing cabinet, gray, with key lock, $104.75 less 15%	$ 89.04

Upon motion duly adopted, the meeting was adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
SECRETARY

* * * * * * * * * *

Tallahassee, Florida
April 7, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture

William R. Kidd — Director and Chief Engineer

DADE COUNTY - Governor Bryant introduced for discussion the Islandia Causeway on which a Staff report had been submitted. The Governor said that Dade and Monroe Counties, Southeast Florida and the whole state and nation would profit from a beautiful ocean-front drive, improved access to the unique John Pennecamp Coral Reef Park, access from Islandia to U. S. Highway in Monroe County and additional beaches and recreational facilities for the public on sovereignty lands.

Mr. Kidd displayed a large map of the Islandia area on which were drawn proposed causeway, bridges, highways and parks. He said it had been suggested that the Federal Government might acquire all the area as a national monument - a nature preserve undisturbed in perpetuity. This would give the public complete control but would require Congressional approval and appropriations, the disadvantage being that it might take years or never become a reality. In the judgment of the Staff, Islandia should be developed as a comprehensive recreational complex which could provide the public a scenic ocean drive, about fifteen miles of beach frontage, fishing facilities at bridge openings and sides, access for small boats under the bridges, frequent parking areas for access to the beaches and a number of public parks. He said the Islandia Causeway should be a state-owned and operated facility connecting Dade and Monroe Counties and the State might acquire portions of Islandia for park purposes, using land acquisition trust funds. In his judgment the project could be built with or without the proposed Seadade ship channel since without a high-level bridge there would be savings in cost to offset the increased cost of fill. He stressed the value of the scenic highway with unobstructed view of the Atlantic Ocean and said the plan would aid in solving Dade County's outdoor recreation needs as well as providing economic benefits to Dade and Monroe Counties.

The Trustees were in favor of the comprehensive idea and the recreational provisions as explained. During the discussion suggestion was made that for more specific study and planning, the development of Islandia as a comprehensive recreational development area might be referred to the Outdoor Planning Council and Committee on which were representatives of the State Road Department, Park Board and others who could give expert criticism and suggestions.

The comprehensive recreational idea for development of Islandia appearing to meet needs in Dade and Monroe Counties and offering benefits state-wide, Attorney General Kynes made a motion, seconded by Comptroller Green and adopted, that the plan be referred to the Outdoor Recreational Development Council and Committee for consideration.

GLADES COUNTY - File No. 1479-22-253.36. C. J. Husak and wife offered the appraised price of $475.00 per acre, or $100.00 minimum in this instance, for purchase of a parcel of reclaimed lake bottom land in Lake Okeechobee landward of the levee containing 0.20 acre, more or less, in Section 23, Township 40 South, Range 32 East, in Glades County. Applicants held lease on the parcel for a number of years and tendered the $15.00 per annum rental for renewal November 1, 1963.

Staff recommended cancellation of Lease No. 1284 and sale without advertisement in accordance with the policy for sale of such reclaimed lands, with credit given on the purchase price of the pro rata part of the unused portion of the $15 lease rental, or $8.75.

Upon motion duly adopted, the recommendations of the Staff were approved as the action of the Board.

PALM BEACH COUNTY - File No. 1385-50-253.12. Brockway, Weber and Brockway, on behalf of Stafford B. Beach et al, abutting upland owners, offered the appraised value of $3633.50 per acre for a parcel of submerged land in Lake Worth in Section 22, Township 43 South,Range 44 East, containing 0.217 acre in the City of West Palm Beach within the established revised bulkhead line.

Mr. Kidd pointed out the location of the parcel and discussed previous sales, revision of the bulkhead line in Lake Worth, and objections which were overruled in the case of a recent sale within the revised bulkhead line. The city took a position opposing all filling but since the city controlled through fill permits, the Governor commented that advertising for objections would provide an opportunity for expression from local citizens for or against the sale.

Upon motion by Attorney General Kynes, duly adopted, the Trustees authorized the parcel advertised for objections only but made no commitment as to sale.

DADE COUNTY - File No. 1403-13-253.124. (a) Staff recommended formal approval of fill permit issued by the City of Miami under provisions of Section 253.124 Florida Statutes by Resolution No. 35456 dated March 4, 1964 to fill the 1.02 acre parcel of submerged land conveyed by the Trustees to General Development Corporation under the referenced file number.

(b) Also, General Development Corporation requested permit to remove 6000 cubic yards of material from bottoms of Biscayne Bay riparian to the uplands contiguous to the parcel of submerged land in (a) above. Based on the standard yardage rate, the amount of $300.00 was tendered for the material to be used for improvement of applicant's upland property.

Upon motion adopted without objection, the Trustees formally approved fill permit issued by the City of Miami to General Development Corporation and authorized permit for removal of the requested amount of material for $300.00.

MONROE COUNTY - The District Engineer on behalf of the United States of America requested issuance of an instrument correcting the bearings and one of the distances used in the description in a perpetual easement which was issued pursuant to approval by the Trustees on April 17, 1962, for spoil disposal purposes over five separate areas along the Key West Harbor Channel.

Upon motion duly adopted, the Trustees authorized issuance of the corrective easement requested by the United States.

OSCEOLA COUNTY - C. A. Bailey applied for 5000 cubic yards of fill material from the submerged bottoms of Alligator Lake. Check for $250.00 representing full payment based on standard yardage rates was tendered. Staff recommended approval subject to no fill being placed lakeward of the 64.5 contour and certain other conditions.

Upon motion duly adopted, the Trustees authorized issuance of permit for the material requested subject to compliance with permit regulations and recommendations of the Game and Fresh Water Fish Commission and Trustees' Staff.

PALM BEACH COUNTY - The U. S. Corps of Engineers requested revision of unrecorded instruments which were authorized on February 25, 1964 at the request of the Port of Palm Beach on behalf of the United States, being perpetual right of way and spoil easements over submerged bottoms of the Atlantic Ocean and Lake Worth for use in improvement of the Port of Palm Beach. Mr. Kidd explained that revision of the description to use different reference monuments would not alter the physical location of the areas covered in the original instruments.

Upon motion duly adopted, the Trustees authorized issuance of the revised instruments requested by the U. S. Corps of Engineers.

PINELLAS COUNTY - Trustees' Staff recommended issuance of after-the-fact state commercial dock permit to Maximo Moorings Marina, Inc., for a facility located in Boca Ciega Bay at St. Petersburg. Pinellas County Water and Navigation Control Authority approved after-the-fact application.

Upon motion duly adopted, the Trustees authorized issuance of commercial dock permit for $100.00 processing fee.

THE ELLIOT BUILDING - The Staff recommended acceptance of the lowest of the following bids received for painting the water damaged walls in the basement of the Trustees' office building: W. R. West, $35.00; R. E. Kausch, $45.00; and P. O. Riley, $115.00.

Upon motion adopted without objection, the Trustees approved the low bid of $35.00 from W. R. West and authorized the work to be done.

TRUSTEES' OFFICE - Upon motion duly adopted, the Trustees authorized the purchase of the following equipment from the Florida State

University Bookstore:

10 copies New Seventh Edition Standard Handbook for Secretaries, $5 each less 10% discount	$45.00
2 copies American College Dictionary, $6.75 each less 10% discount	$12.15

SUBJECTS UNDER CHAPTER 18296

OKALOOSA COUNTY - Four applications were presented from W. E. Duggan, doing business as W. E. Duggan Lumber Company, for conveyance under Chapter 28317, Acts of 1953, of the following described parcels of land in Okaloosa County. The applicant was the former owner on June 9, 1939, and the applications appeared to conform to provisions of the Hardship Act. Due to oversight in the office of the then Clerk of the Circuit Court the tax sale certificates listed below were overlooked.

1. $400.00 offered for SE¼ of SW¼ of Section 16, Township 5 North, Range 23 West certified under Ctf. Nos. 292 of July 1, 1929 and 3149 of September 4, 1933.

2. $400 offered for NE¼ of NE¼ of Section 5, Township 5 North, Range 23 West certified under Ctf. Nos. 307 of September 5, 1921, 698 of same date for 1919 taxes, and 625 of August 3, 1931.

3. $400.00 offered for NW¼ of SE¼ of Section 12, Township 3 North, Range 23 West certified under Ctf. No. 346 of August 3, 1931.

4. $5,200.00 offered for All, except NE¼ of SE¼ and N½ of NW¼ of Section 25, Township 3 North, Range 23 West, certified under Ctf. Nos. 552 of August 3,1931 and 2838 of September 4, 1933.

Upon motion duly adopted, the Trustees authorized conveyance of the four parcels under Chapter 28317 for the prices offered.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

SECRETARY

* * * * * * * * *

Tallahassee, Florida
April 14, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture

William R. Kidd — Director and Chief Engineer

Upon motion duly adopted, the minutes of the meeting of March 31, 1964 were approved as presented.

LAND SALES

BREVARD COUNTY - The United States requested fee title to the following two parcels of sovereignty land adjacent to Merritt Island in connection with the John F. Kennedy Space Center:

> Tract No. 3838-A - All that unsurveyed tract or parcel of land known as Big Island located in the unsurveyed area of Banana Creek in Section 6, Township 22 South, Range 37 East, Brevard County, containing 34.07 acres, more or less.
>
> Tract No. 3963 - A tract or parcel of unsurveyed land located in the NE¼ of Section 10, Township 22 South, Range 37 East, Brevard County, being that part of an island lying between Bluebill and Pintail Creeks and south of the extended unsurveyed north line of said Section 10, containing 18.55 acres, more or less.

The United States Real Estate Project Office offered $200.00 per acre or a total of $6,800.00 for Tract No. 3838-A and $124.00 per acre or a total of $2,300.00 for Tract No. 3963, based on its own appraisal. Mr. William R. Weigel reviewed and approved the prices.

Staff recommended acceptance of the offers and issuance of deeds subject to statutory reservations of one-half of petroleum and three-fourths of minerals without advertisement as authorized in Section 270.09 Florida Statutes, the area totaling less than one-half of a regular section. The land was in the NASA area where the Trustees had previously granted use of the bottoms.

Motion was made and duly adopted that the offers from the United States be accepted and deeds issued subject to statutory reservations.

DUVAL COUNTY - File No. 1451-16-253.12. On February 18 the Trustees considered offer of the appraised price of $2670.00 per acre from W. Sperry Lee on behalf of John Russell Shaw, as Trustee, abutting upland owner, for purchase of a parcel of submerged land in the

St. Johns River in Sections 23 and 24, Township 2 South, Range 26 East, in the City of Jacksonville, containing 0.78 acre in Duval County landward of the established bulkhead line. The land was advertised for objections only in the Florida Times Union, proof of publication filed in the Trustees office and no protest received.

On the map submitted, Mr. Kidd pointed out the area filled prior to May 29, 1951 for which on February 18 the Trustees authorized issuance of disclaimer under provisions of Section 253.129 for $10.00, the area filled subsequent to May 29, 1951 and prior to June 11, 1957 for which quitclaim deed under Section 253.12(1) was authorized for $1600.00 per acre (value prior to filling), and the adjacent 0.78 acre submerged parcel recommended for sale on this date.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Shaw, as Trustee, at the appraised price.

INDIAN RIVER COUNTY - File No. 1437-31-253.12. On February 25 the Trustees considered offer of the appraised value, $375.00 per acre, from J. L. Rogers, et al, abutting upland owners,for purchase of a parcel of submerged land in the Indian River in Section 29, Township 33 South, Range 40 East, lying easterly of and abutting Government Lot 2 of said Section 29, containing 7.0 acres in Indian River County landward of the established bulkhead line. The land was advertised for objections only in the Vero Beach Press-Journal, proof of publication filed in the Trustees' office and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicants at the appraised price.

INDIAN RIVER COUNTY - File No. 1441-31-253.12. On February 18 the Trustees considered offer of the appraised price of $467.00 per acre or $260.00 for the parcel from George Boone, abutting upland owner, for purchase of a parcel of submerged land in the Indian River in Section 25, Township 30 South, Range 38 East, containing 0.555 acres in Indian River County landward of the established bulkhead line. The land was advertised for objections only in the Vero Beach Press-Journal, proof of publication filed in the Trustees' office and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the appraised price.

APPLICATIONS FOR LAND

PALM BEACH COUNTY - File No. 1188-50-253.12. Brockway, Weber and Brockway on behalf of H. C. Hartung, abutting upland owner, applied to purchase a parcel of submerged land in Lake Worth in Sections 3 and 4, Township 43 South, Range 43 East, containing 0.26 acre within the established bulkhead line in the City of West Palm Beach, Palm Beach County. The land was appraised at $1401.00

per acre. The parcel was within the northerly municipal limits, just south of the City of Riviera Beach.

Upon motion by Mr. Larson, seconded and adopted, the Trustees authorized the land advertised for objections only.

SARASOTA COUNTY - File No. 1485-58-253.12. Amherst R. Macartney, abutting upland owner, represented by Walter S. Hardin Realty Company, applied to purchase a parcel of submerged land in Lemon Bay in Sections 15 and 16, Township 40 South, Range 19 East, containing 0.28 acre in Sarasota County within Spoil Area No. S-8 and landward of the established bulkhead line. The Staff Appraiser approved a value of $475.00 per acre for the land.

Upon motion duly adopted, the Trustees authorized the parcel advertised for objections only.

BULKHEAD LINES

DUVAL COUNTY - Presented for formal approval was a bulkhead line established by the Board of County Commissioners of Duval County by Resolution adopted on March 30, 1964. The line was along the northerly side of the St. Johns River and along the easterly side of Dunns Creek. No objections were filed against the bulkhead line which was fixed for applicants, M & M Terminal Warehouse Company and Zab Ventures. The line reflected changes and modifications suggested by the U. S. Corps of Engineers and the Trustees' Staff with provision made for an outlet for a tidal creek.

Upon motion, seconded and adopted, the Trustees formally approved the bulkhead line established by the Board of County Commissioners of Duval County on March 30, 1964.

PINELLAS COUNTY - Presented for formal approval was a bulkhead line established by Pinellas County Water and Navigation Control Authority in meeting September 12, 1963, located in the Town of North Redington Beach in Section 5, Township 31 South, Range 15 East, in Boca Ciega Bay, Pinellas County. No objections were filed.

Included in the same application was request for approval of a bulkhead line in said Section 5 in the Town of North Redington Beach in the Gulf of Mexico. Since bulkhead lines were basically for regulation of private expansion and development into the public waters and no development into the open Gulf was contemplated, the Staff recommended rejection of the proposed bulkhead line along the public beach and that Pinellas County Authority be requested to rescind their action establishing a bulkhead line in the Gulf of Mexico.

Upon motion by Mr. Larson, unanimously adopted, the Trustees formally approved the bulkhead line in Boca Ciega Bay established by Pinellas County Water and Navigation Control Authority on September 12, 1963. The Trustees voted to continue the policy of approving no bulkhead lines on the Atlantic and Gulf beaches in order to guarantee the public rights between high and low water and for that reason rejected the bulkhead line fixed by Pinellas County in the Gulf of Mexico in Section 5, Township 31 South, Range 15 East, in the Town of North Redington Beach.

BROWARD COUNTY - On March 31, 1964 the Trustees formally approved a bulkhead line for a portion of Island "B" in New River Sound and Davock Bay in the City of Fort Lauderdale in Broward County. Also the Board considered the deposit of spoil material on the island under easement from the owner, E. W. Vanstone, to the U. S. Corps of Engineers under whose direction improvement of the waterway was done.

In compliance with instruction of the Board, representatives of the Attorney General and the Trustees' Staff made a field inspection and secured pictures of Island "B" which Mr. Robert C. Parker discussed on this date. He said the fill was very high, that it appeared there was overfill with respect to the boundaries of private ownership and that it was unauthorized filling as no bulkhead line was legally established when the filling was done. He felt the owner should be required to lower the fill to a reasonable level, around eight feet, by disposing of the material elsewhere, and in his opinion the Courts would sustain the Trustees' authority and jurisdiction with respect to spoil material and protection of the rights of other affected parties. Mr. Parker explained that the easement, in the usual form secured for spoiling by Florida Inland Navigation District for works of the Corps of Engineers, contained 90-day cancellation clause but that the engineer in charge could overrule efforts to cancel. In this case it was reported that such efforts were made, but at a late date.

Attorney General Kynes reported on his visual inspection of the filling of Island "B", that it was most objectionable as it was in the midst of some of the most beautiful residential property along the waterway which was toured by sight-seeing boats. The Trustees expressed the opinion that efforts might have been made at the local level to stop the filling and that the Corps of Engineers had a responsibility to other owners to limit filling to a reasonable height.

The Attorney General suggested that his office confer with attorneys for the private owner to determine what action they might take, counsel with the municipal authorities and make an exhaustive review of possible courses of action and authority to remedy the situation. It was agreed that strong action should be taken to prevent similar occurrences, and possibly legislation was needed.

The consensus was to refer the matter to the Attorney General with authority to proceed as suggested above.

BREVARD COUNTY - Cuttysark Marina, Inc., applied for State Permit to construct a marina in Section 24, Township 28 South, Range 27 East, in the City Limits of Palm Bay in Turkey Creek, Brevard County. Written waiver of objection from adjacent owner and $100.00 processing fee were received. The area was zoned for such construction.

While the creek bottoms were not state-owned, Mr. Kidd recommended that the Trustees exercise jurisdiction involving navigable waters and the Staff had approved the proposed plans.

Upon motion by Mr. Larson, adopted without objection, the Trustees authorized issuance of permit for the marina.

BREVARD COUNTY - Builders' Mortgage Corporation offered $1,600.00, based on standard yardage rates, for 50,000 cubic yards of fill material to be taken from bottoms of the Banana River in Section 19, Township 24 South, Range 37 East, Merritt Island, Brevard County, to improve applicant's uplands to which the dredging area was riparian. U. S. Corps of Engineers permit SAJSP 63-541 was pending approval of the work by the Trustees.

Upon motion by Mr. Conner, seconded and adopted, the Trustees approved sale of the fill material contingent upon approval of the area for dredging by the State Department of Conservation.

DADE COUNTY - File No. 1484-13-253.129. J. Deering Danielson requested issuance of disclaimer under provisions of Section 253.129 Florida Statutes covering a parcel of land containing approximately 2.8 acres lying in Sections 21 and 28, Township 54 South, Range 41 East, City of Miami, Dade County, southeasterly of and abutting Lot "A" Ewanton Heights,Plat Book "B"-52, Dade County Public Records. Satisfactory evidence was filed showing that the land was filled prior to 1927.

Upon motion duly adopted, the Trustees authorized issuance of disclaimer for $10.00 processing fee.

DIXIE COUNTY - The State Department of Conservation recommended grant of State Permit to Dixie County Artificial Reef Group for construction of an artificial reef approximately 4.8 miles from Shired Island and 4.6 miles from Cat Island in the Gulf of Mexico in water depth of 13 feet, Dixie County. Mr. Kidd said that such construction would be cleared with the U. S. Corps of Engineers as to navigation.

Upon motion adopted without objection, the Trustees authorized issuance of permit for the usual $50.00 fee.

LEVY COUNTY - The State Department of Conservation recommended grant of State Permit to Levy County Rural Development Council for construction of an artificial reef approximately 7000 yards S 72° W of Seahorse Key Tower in the Gulf of Mexico southwesterly from Cedar Key in water depth of 15 to 16 feet, mean low water, in Levy County. As to navigation, such construction would be cleared with the U. S. Corps of Engineers.

Upon motion adopted without objection, the Trustees authorized issuance of permit for the standard $50.00 fee.

INDIAN RIVER COUNTY - Riomar Bay Yacht Club applied for permit to construct commercial docking facilities in Riomar Creek in Section 5, Township 33 South, Range 40 East, City of Vero Beach in Indian River County. The proposed construction complied with zoning regulations of the city and it was reported that there were no other owners within one thousand feet.

Upon motion adopted without objection, the Trustees authorized issuance of permit for the standard $100.00 fee.

MONROE COUNTY - Ralph E. Cunningham, Jr., on behalf of the Florida Keys Electric Cooperative Association, Inc., applied for easement for overhead transmission line over submerged land 100 feet wide and 5893 feet long in Manatee Bay in Sections 4, 9 and 10, Township 60 South, Range 39 East, Monroe County, lying outside of right of way for U. S. Highway No. 1.

Upon motion by Mr. Larson, seconded and adopted, the Trustees approved issuance of easement for the electric transmission line.

OKEECHOBEE COUNTY - In connection with acquisition of additional right of way for improving Levee L-D4, the Central and Southern Florida Flood Control District requested perpetual right of way easement from the Trustees covering a parcel of reclaimed lake bottom land in Section 4, Township 38 South, Range 35 East, containing 0.45 acre in Okeechobee County, being the southerly portion of a parcel conveyed in October 1952 by the Trustees to the State Road Department for a wayside park. The State Road Department reconveyed the 0.45 acre parcel to the Trustees.

Upon motion duly adopted, the Trustees granted perpetual right of way easement to the Central and Southern Florida Flood Control District over the parcel requested.

TRUSTEES' OFFICE -Upon motion duly adopted, the Trustees authorized employment of an additional experienced secretary for the Trustees' office to handle preparation of deeds and other legal documents at maximum salary estimated $450.00 per month.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 849 listing County of Dade Deed No. 2472-Corrective-Supplemental to H. O. Shaw, sole survivor of the Board of Directors of Keene and Shaw Co., a Florida corporation dissolved prior to the date of the Murphy Act deed dated September 14, 1944. The Attorney General's office approved issuance of corrective deed.

Upon motion duly adopted, the meeting was adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
SECRETARY

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Tallahassee, Florida
May 5, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture
	William R. Kidd	Director and Chief Engineer

The minutes of the meetings of April 7 and 14, 1964, were approved as submitted.

LAND SALES

The following seven land applications were advertised for sale on April 28, 1964. A quorum of the Trustees not having been present on the sale date, consideration was requested on this date.

OKEECHOBEE COUNTY - On March 17, 1964, the Trustees authorized advertisement of Lot 46 in Block 202 of City of Okeechobee Subdivision, Plat Book 2, page 17, St. Lucie County Records, for competitive bids with starting or base bid of $250.00, the appraised value, offered by Fred Judge. The sale was advertised pursuant to law in the Okeechobee News, proof of publication was filed with the Trustees and no objections nor additional bids were filed.

Upon motion duly adopted, the Trustees confirmed sale of the lot to Fred Judge at the appraised price, $250.00.

INDIAN RIVER COUNTY - File No. 1440-31-253.12. On February 4, 1964, the Trustees considered offer of the appraised price of $467.00 per acre from Arthur Klinkner, abutting upland owner, for purchase of a parcel of submerged land in the Indian River (mainland side) in Section 25, Township 30 South,Range 38 East, 0.514 acre, more or less, in Indian River County landward of the established bulkhead line. The land was advertised for objections only in the Vero Beach Press Journal, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr.Klinkner at the appraised price.

PALM BEACH COUNTY - File No. 1335-50-253.12. On March 10, 1964, the Trustees considered offer of the appraised price of $1934.50 per acre from Frank C. Jones, abutting upland owner, for purchase of a parcel of submerged land in Jupiter Sound in Section 30, Township 40 South,Range 43 East, 0.92 acre, more or less, in the

Gomez Grant landward of the established bulkhead line in Palm Beach County. The parcel was advertised for objections only in the Palm Beach Post, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to Mr. Jones at the price offered.

PALM BEACH COUNTY - File No. 1072-50-253.12. On March 10, 1964, the Trustees considered offer of the appraised price of $1934.50 per acre from Sam Simonhoff, et al, abutting upland owners, for purchase of a parcel of submerged land in Jupiter Sound in Section 30, Township 40 South,Range 43 East, 1.328 acres, more or less, in the Gomez Grant landward of the established bulkhead line in Palm Beach County. The parcel was advertised for objections only in the Palm Beach Post, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicants at the appraised price.

MONROE COUNTY - File No. 1457-44-253.12. On February 18 the Trustees considered offer of $425.00 per acre, price approved by Staff Appraiser, from Marcos W. Frisch, the abutting upland owner, for purchase of a parcel of submerged land in the Bay of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, abutting Lots 6 and 7 of Block 3 of Stratton's Subdivision, Plat Book 3, page 38, containing 1.08 acres, more or less, in Monroe County. The parcel was advertised for objections only in the Key West Citizen, proof of publication filed with the Trustees.

Protests filed by G. A. Ellis of Florida Izaak Walton League, Richard R. Roberts, E. R. Albury and E. L. Carey cited loss of view, creation of debris pocket, damage to fish feeding grounds. In view of the objections, the Trustees' Staff recommended deferment pending a field investigation.

Upon motion by Mr. Green, seconded and adopted, the Trustees deferred action pending examination and report.

MONROE COUNTY - File No. 1378-44-253.12. On November 26, 1963, the Trustees deferred action pending examination by the State Department of Conservation of an area applied for by the Cayo Lago Development Corporation, abutting upland owner, which offered $235.00 per acre, the appraised price, for 87.75 acres of submerged land in Broad Creek in Sections 31 and 32, Township 58 South,Range 41 East, surrounding Government Lot 3 of said Section 32 commonly known as Broad Key. Report of the Division of Salt Water Fisheries dated January 16, 1964, recommended against sale and dredging in the area. The Trustees' Staff concurred.

Upon motion by Attorney General Kynes, seconded and adopted, the Trustees denied the purchase application of Cayo Lago Development Corporation.

SARASOTA COUNTY - File No. 803-58-253.12. On February 18, 1964 the Trustees considered application by Herman Paulsen, riparian upland owner, with offer of the appraised price of $200.00 per acre for purchase of two parcels of submerged land in Lemon Bay lying in Section 36, Township 40 South, Range 19 East, containing a total of 1.88 acres, more or less, landward of the revised bulkhead line in Sarasota County. The land was advertised in the Sarasota Herald-Tribune, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel of land to Mr. Paulsen at the appraised price.

APPLICATIONS FOR PURCHASE OF LAND

The following twelve applications were presented from abutting upland owners for purchase of submerged areas riparian to their ownerships.

1. BREVARD COUNTY - File No. 790-05-253.12. Edward L. Trader, on behalf of Edward Shablowski, offered the appraised price of $1060.00 per acre for a parcel of submerged land containing 0.62 acre in the Indian River in Section 34, Township 27 South, Range 37 East, in the City of Melbourne, Brevard County, landward of the established bulkhead line.

2. BREVARD COUNTY - File No. 1474-05-253.12. Magnuson Properties, Incorporated, on behalf of Florida Shores Property No. 10, Incorporated, and Florida Shores Property No. 25, Incorporated, offered the appraised price of $756.00 per acre for two separate parcels of submerged land totalling 5.67 acres in Sections 29 and 30, Township 26 South, Range 37 East, landward of the established bulkhead line in Brevard County.

3. DADE COUNTY - File No. 1287-13-253.12. John F.Michel, on behalf of Central Bank and Trust Company, offered $300.00 per acre, price approved by the Staff Appraiser, for a parcel of submerged land in Biscayne Bay in Section 7, Township 57 South, Range 42 East, containing 39.0 acres within the established bulkhead line at Elliott Key in the City of Islandia, Dade County.

4. MARTIN COUNTY - File No. 1270-43-253.12. Crary, Crary and Crary, on behalf of Russell M. Wright, offered the appraised value of $1666.73 per acre for 2.56 acres of submerged land in Section 5, Township 38 South, Range 41 East, landward of the established bulkhead line in the City of Stuart, Martin County.

5. MARTIN COUNTY - File No. 1442-43-253.12. Charles B. McAdam, on behalf of John A. Crawford, Charles L. Gay and Paul J. Ness, offered the appraised value of $840.57 per acre for three contiguous parcels of submerged land totalling 1.91 acres in the Indian River in Sections 15 and 22, Township 37 South, Range 41 East, landward of the established bulkhead line in Martin County.

6. MARTIN COUNTY - File No. 1497-43-253.12. Charles B. McAdam on behalf of Ernest C. McGinness, offered the appraised value of $840.57 per acre for purchase of a parcel of submerged land containing 0.72 acre in the Indian River in Section 23, Township 37 South, Range 41 East, landward of the established bulkhead line in Martin County.

7. MONROE COUNTY - File No. 1493-44-253.12. G. A. Crawshaw, on behalf of L. C. Santini, offered $350.00 per acre, price approved by Staff Appraiser, for purchase of a parcel of submerged land in the Bay of Florida in Section 32, Township 61 South, Range 39 East, containing 0.73 acre at Key Largo in Monroe County.

8. PALM BEACH COUNTY - File No. 1033-50-253.12. Brockway, Weber and Brockway, on behalf of T. Sendzimir, offered the appraised price of $1934.50 per acre for purchase of two parcels of submerged land totalling 1.531 acres in Jupiter Sound in Section 30, Township 40 South, Range 43 East, in the Gomez Grant landward of the established bulkhead line in Palm Beach County.

9. PALM BEACH COUNTY - File No. 1082-50-253.12. Brockway, Weber and Brockway, on behalf of Lulu M. A. Currie, offered the appraised value of $2995.50 per acre for purchase of a parcel of submerged land containing 0.577 acre in Lake Worth in Section 27, Township 43 South, Range 43 East, landward of the established bulkhead line in the City of West Palm Beach, Palm Beach County.

10. PALM BEACH COUNTY - File No. 1084-50-253.12. Brockway, Weber and Brockway, on behalf of Sallie S. Earman, offered the adjusted appraised price of $1701.00 per acre for a parcel of submerged land containing 0.066 acre in Lake Worth in Section 27, Township 43 South, Range 43 East, landward of the amended established bulkhead line in the City of West Palm Beach, Palm Beach County.

11. PALM BEACH COUNTY - File No. 1404-50-253.12. Hutcheon Engineers, Incorporated, on behalf of New Era, Incorporated, and Thomas N. Jarrell, Jr., et al, offered the appraised value of $5558.40 per acre for two contiguous parcels of submerged land totalling 0.25 acre in Lake Worth in Section 23, Township 44 South, Range 43 East, within the established bulkhead line in the Town of Palm Beach in Palm Beach County.

12. PALM BEACH COUNTY - File No. 1461-50-253.12. John Adair, Jr., on behalf of Minerva G. Brown, J. Marvin Brown and wife, and James M. Brown, Jr., offered the appraised value of $1470.00 per acre for three contiguous parcels of submerged land totalling 4.78 acres in Lake Worth in Section 10, Township 45 South, Range 43 East, landward of the established bulkhead line in the Town of Hypoluxo in Palm Beach County.

Upon motion duly adopted, the Trustees authorized the parcels of submerged land in the twelve applications above advertised for objections only.

MARTIN COUNTY - FileNo. 1126-43-253.12. Application was received on May 2, 1962 from Evans Crary on behalf of Norman G. Decker, abutting upland owner, for purchase of a parcel of submerged land in the Indian River in Section 22, Township 37 South, Range 41 East, 1.75 acres landward of the established bulkhead line in Martin County. On June 11, 1962 the applicant accepted the value of $353.14 per acre reported to the Trustees' office by a local appraiser but requested that the application be held pending consideration by the Board of County Commissioners of an extension of the bulkhead line. On March 14, 1963 the Trustees' office was advised that the bulkhead line was not extended and Mr. Decker's check in the amount of $618.00, the accepted price for purchase of the submerged land, was tendered and duly deposited.

Upon receipt of the March 14, 1963 letter from the applicant, the local appraiser's report was handed for review to the Trustees' Staff Appraiser who fixed a value for the parcel of $1471.00, or $840.57 per acre, but he apparently was not given the details relating to the temporary withholding of the application and the price acceptance, for upon a further review of the facts upon request by Mr. Crary, the Staff Appraiser recommended the value of $353.14 per acre as precluding his later appraisal in regard to the specific property. It appeared that the Staff should have processed the original application and accepted another application for an additional parcel if the line were extended, and the Director recommended advertisement for objections only on the basis of the accepted value. After discussion the Trustees agreed.

Upon motion duly adopted, the Trustees authorized the submerged land advertised for objections only on the basis of $353.14 per acre.

LEASES

ESCAMBIA AND SANTA ROSA COUNTIES - On February 25, 1964 the sealed bid from M. F. Kirby and Edward T. Merry, executor of the Estate of Howard R. Merry, offering $9,858.20 as first year's rental and bonus of $100.00 for a five year oil and gas lease covering 49,291 acres of submerged land in Escambia and Pensacola Bays, was accepted by the Trustees subject to adjustment of rental after elimination of an area of approximately 520 acres of submerged land in Escambia Bay granted to the City of Pensacola by Legislative grant in 1899.

Pursuant to Chapter 253.52 Florida Statutes, public hearings in Pensacola and Milton on March 13, 1964 were conducted by Assistant Attorney General Robert C. Parker and Mr. James T. Williams of the State Land Office. In Milton no objectors appeared but in Pensacola protest was made on the grounds of possible pollution of water, hazard to navigation and damage to waterfront property. In view of rules and regulations governing the conservation of oil and gas in Florida enforced by the State Board of Conservation, and the jurisdiction of the United States Army Corps of Engineers as to navigation, the Staff recommended that objections be overruled.

Upon motion by Mr. Green, seconded and adopted, the Trustees overruled the objections and approved issuance of oil and gas drilling lease to M. F. Kirby and Edward T. Merry, executor of the Estate of Howard R. Merry, covering 48,771 acres of submerged land at twenty cents per acre annual rental.

CHARLOTTE COUNTY - In compliance with Section 13 of Lease No. 224-B-Modified, request was made for approval by the Trustees of an assignment by Gulf Oil Corporation in favor of Coastal Petroleum Company covering 7,104 acres in Charlotte Harbor in Charlotte County, being a portion of the area in said lease.

Upon motion duly adopted, the Trustees consented to the assignment as recommended by the Director.

SHELL LEASES - Presented to the Trustees as a matter of information was the following list of remittances on shell leases reported by the State Department of Conservation for the month of March, 1964:

Lease No.	Name of Company	Amount Reported
1718	Radcliff Materials, Inc.	$10,334.28
1788	Benton and Company	9,855.08
1917	Fort Myers Shell Company	374.33
1703	Bay Dredging & Construction Co.	8,925.05

The Trustees received the report.

BULKHEAD LINES

BREVARD COUNTY - Presented to the Trustees for approval was the bulkhead line established by the Board of County Commissioners of Brevard County by Resolution adopted April 9, 1963, located two feet off the shore beginning at the north line of 11th Street of the Plat of Snug Harbor, Plat Book 10, Page 36, along the shores of the Banana River, Snug Harbor and Edwards Bay to the south line of Section 22, Township 25 South, Range 37 East. Staff field investigation was made and no objections to the bulkhead line were filed.

Upon motion duly adopted, the Trustees formally approved the bulkhead line established by Brevard County on April 9, 1963.

BREVARD COUNTY - Presented to the Trustees for approval was the bulkhead line relocated and established by the Board of County Commissioners of Brevard County in meeting on March 5, 1964. The line was located at Piper Point (or Pied Piper Point) in Government Lot 5, Township 27 South,Range 37 East, in the Indian River. Staff field investigation was made and the minor extension was recommended.

Upon motion duly adopted, the Trustees formally approved the amended bulkhead line established by Brevard County on March 5, 1964.

MISCELLANEOUS

STATEMENT OF POLICY - Based on recent experience relative to deposit of fill material on Island "B" in the City of Fort Lauderdale in Broward County, the Staff suggested approval of the following statement of policy prepared with the assistance of the office of the Attorney General:

> The construction and improvement of navigation in the sovereignty waters of the State of Florida by theUnited States usually requires acquisition of spoil areas for the disposition of excess material. All spoiling on state-owned bottoms requires approval by the Trustees of the Internal Improvement Fund, and local sponsors can obtain the necessary spoil areas by application to the Trustees.
>
> There are occasions when spoil material will be deposited on submerged lands which are in private ownership. In these cases full compliance with Florida Statutes is required. In no instance should spoil material be placed on submerged lands until a bulkhead line has been legally established (Section 253.122 Florida Statutes), and all spoil must be placed landward of the bulkhead line. In

> addition the owner of the submerged land will be required to get a Fill Permit (Section 253.124 Florida Statutes) from the City or County exercising jurisdiction, subject to approval by the Trustees.
>
> The paramount rights of navigation in sovereignty waters are fully recognized by the Trustees, but the spoil material and areas designated for spoil disposal are under the jurisdiction of the Trustees, acting for and on behalf of the people of Florida. Disposal of spoil from recognized navigation projects should not be used as a venicle to circumvent the laws of Florida, and it is the announced policy of the Trustees that such action by any person, firm or corporation, or any public agency, will be construed as a violation of the laws and the Trustees will feel compelled to resort to every legal means available to properly and adequately protect the public interests and discharge the responsibilities imposed upon the Trustees to administer these submerged lands so as to give full recognition to the public trust with which they are impressed.

Motion was made by Mr. Larson, seconded by Mr. Kynes and unanimously carried, that the Trustees formally adopt the statement of policy and that it be brought to the attention of the Director of the Department of Conservation with the request that it be distributed among the various local sponsors of navigation and flood control projects.

BROWARD COUNTY - Assistant Attorney General Robert C. Parker made a verbal report to the Trustees on Island "B" in New River Sound in the City of Fort Lauderdale, Broward County. (See Minutes of March 31 and April 14, 1964) Mr. Parker conferred with Robert M. Curtis, attorney, and the island owner, E. W. Vanstone, who discussed development plans based on enlargement of the island to approximately fourteen acres. He found that the present filling was within the lines of private ownership. Mr. Parker said he pointed out that the Trustees felt that certain rights had been violated. Although Mr. Vanstone and his attorney had admitted that it was an unusually high spoil deposit, they indicated they felt no responsibility to lower it and claimed that the island in its former condition with trees had impeded the view from other properties. The owner did not feel it would be profitable to carry out his plans for development on the basis of only nine acres to which the size of Island "B" was limited by the bulkhead line established by the City of Fort Lauderdale and approved by the Trustees on March 31.

Since Mr. Parker, acting for the Trustees, was unable through request for voluntary action to secure a commitment from the owner of the island to lower the spoil deposit, he recommended that legal action be taken by the Trustees to protect the public interest and discharge the responsibilities of the Board in the matter.

Upon motion by Attorney General Kynes, seconded by Comptroller Green and unanimously adopted, the Trustees authorized institution of legal proceedings to require the owner to lower the fill deposit on Island "B" in Fort Lauderdale down to an elevation of approximately eight feet above mean high water.

BAY, BROWARD, OKALOOSA AND PUTNAM COUNTIES - The Staff recommended issuance of State Permits for commercial docks to the following applicants:

1. Bay County - R. J. Blackburn applied for permit for addition to commercial dock (Permit CD-565 approved September 17, 1963) in Watson Bayou in Section 10, Township 4 South, Range 14 West in Panama City, for which consent of the waterfront owners and $100.00 processing fee were filed.

2. Broward County - Justice Marine Sales, Inc., applied for permit for commercial dock in Cypress Creek at Pompano Beach in Section 6, Township 49 South, Range 43 East, for which city permit and $100.00 processing fee were filed and clearance with the Central and Southern Florida Flood Control District was pending.

3. Okaloosa County - Cecil A. Bass on behalf of Spin Drift Restaurant applied for permit for commercial dock in front of its uplands in Santa Rosa Sound at Fort Walton Beach for which waiver of objection by adjacent waterfront owners, city zoning approval and $100.00 processing fee were filed.

4. Putnam County - Edward C. Rogers applied for permit for extension of his present dock which was constructed prior to December 8, 1958 in the St. Johns River in the Town of Welaka, for which waiver of objection by adjacent waterfront owners, approval of Town Council and $100.00 processing fee were filed.

Upon motion duly adopted, the Trustees authorized issuance of State Permit to each of the four applicants, subject to approval of the Central and Southern Florida Flood Control District as to the dock in Cypress Creek in Broward County.

BREVARD COUNTY - File No. 1492-05-253.129. Snow and Campbell on behalf of Fondville Lee Tedder and wife, applied for disclaimer under provisions of Section 253.129, Florida Statutes, covering 1.74 acre parcel of sovereignty land filled in 1941 lying in the Banana River in Section 28, Township 26 South, Range 37 East in Brevard County.

Upon motion duly adopted, the Trustees authorized issuance of disclaimer for $10.00 charge.

CLAY COUNTY - Charles F. Wallenius applied for permit to dredge from bottoms of Lake Geneva riparian to his upland up to 4,000 cubic yards of material to improve his upland property described as Lots 1, 2 and South 1/2 of Lot 3 in Block 13 of Lakeview Highlands Addition to Keystone Heights in Clay County.

Upon motion duly adopted, the Trustees authorized issuance of permit to the applicant for $200.00, based on the standard yardage rate, subject to compliance by the applicant with permit regulations and recommendations of the Game and Fresh Water Fish Commission.

DADE COUNTY - Staff requested authority to issue a disclaimer or quitclaim deed releasing all rights that the Trustees of Internal Improvement Fund might have in those certain lands in Sections 13 and 14 of Township 53 South, Range 40 East, described in 1960 release of rights to canal reservations from the Glenn H. Curtiss Properties, Inc., to Dade County. In explanation, the Director referred to minutes of November 5, 1963 in which the Trustees authorized instrument to confirm the intent to disclaim and merge with title to the lands the rights under canal reservations retained by the Trustees in Deed Nos. 15973, 16187 and 16198, excepting any rights previously granted to a lawfully constituted flood control district or reclamation authority. Said canal reservations were erroneously released as to certain lands described in Deed Nos. 15973-A, 16187-A and 16198-A by quitclaim to Glenn H. Curtiss Properties, Inc., dated April 22, April 20, and April 20, 1937 respectively, by the inclusion of description of lands which said firm did not own. Since the recorded instrument authorized by the Trustees in 1963 did not include counties, the new release was recommended.

Upon motion adopted without objection, the Trustees approved issuance of an appropriate instrument.

HILLSBOROUGH COUNTY - The Tampa Port Authority on behalf of the United States of America requested perpetual right of way easement over the bottoms of Hillsborough Bay in Township 29 and 30 South, Range 19 East, for construction and maintenance of the Port Sutton Channel and Turning Basin.

Upon motion duly adopted, the Trustees authorized issuance of the perpetual easement.

MONROE COUNTY - The United States Corps of Engineers requested easements and options on certain areas in the Florida Keys for missile and detector equipment. In several instances the United States had not acquired title to the uplands and the Staff suggested that where fee simple title was required, the United States might condemn the property. Authority was requested to stipulate the appraisal value of the properties based on the findings of the Staff Appraiser.

Where easements were required, the Staff suggested that those areas be dedicated for national defense purposes with a reverter for three years non-use, dedication to be made only after the United States became the upland proprietor.

Location	Action Requested	Staff Recommendation
Geiger Key	103 E (Easement)	Dedicate 5.51 acres
Fleming Key	100 (Option)	Appraise and Condemn 1.54 acres
Fleming Key	100 E-1 (Easement)	Dedicate 4.50 acres
Fleming Key	100 E-2 (Easement)	Dedicate 6.44 acres
Boca Chica Key	101 (Option)	Appraise and Condemn 2.81 acres
Boca Chica Key	101 E-1 (Easement)	Dedicate 13.26 acres
Boca Chica Key	101 E-2 (Easement)	Dedicate 1.47 acres

Mr. Parker recommended dedication with reverter to protect the lands if and when they were no longer needed. He also explained that the Trustees could not convey lands without reserving oil and minerals and that friendly condemnation suits, with the Trustees filing declaration of interests, had worked well in the past.

Upon motion duly adopted, the Trustees accepted the recommendations and authorized dedication for public purposes with reverter clauses covering areas for which easements were requested after the United States became the upland proprietor, and stipulation of the appraisal values based on findings of the Trustees' Appraiser as to the parcels for which options were requested.

MONROE COUNTY - G. A. Crawshaw on behalf of H. S. McKenzie and Joe L. Burton proposed a land exchange in Tavernier Harbor, Monroe County, whereby Mr. McKenzie as holder of title and riparian rights north of his upland and extending to the north line of Section 34, Township 62 South, Range 38 East, would quitclaim to the Trustees all of said area except four small parcels containing a total of approximately 2.0 acres shown cross-hatched in red and green on the map submitted, in exchange for a disclaimer from the Trustees covering the four parcels.

The Director called attention to the fact that the Bulkhead Act did not apply in Monroe County where owners of submerged bottoms could proceed to develop at their own discretion. For that reason the Staff was anxious to preserve existing bottoms in Tavernier Harbor.

Upon motion by Mr. Larson, duly adopted, the Trustees approved issuance of disclaimer at no charge covering the four parcels containing approximately 2.0 acres in exchange for quitclaim to the Trustees of approximately 5 acres, provided Mr. McKenzie could show good title.

MONROE COUNTY - Charles F. Krieter applied for 70,000 cubic yards of fill material to be taken from Rock Harbor, an arm of Hawk Channel, offshore from his upland property in Section 32, Township 61 South, Range 39 East and Section 5, Township 62 South, Range 39 East, at Key Largo, Monroe County. The applicant, who desired to improve his upland property and dredge two channels, tendered check for $2,000.00 in payment for the material, based on standard yardage rates. U. S. Army Corps of Engineers permit SAJSP (64-55) was being held pending Trustees' approval.

Upon motion adopted without objection, the Trustees approved issuance of permit for the work and sale of the material requested.

VOLUSIA COUNTY - Atlantic Park Corporation tendered check for $2,200.00, based on standard yardage rates, for 80,000 cubic yards of fill material to be taken from bottoms of the Halifax River at Ormond Beach, offshore from applicant's upland Lots 2 through 19 inclusive, Block 1, Ortona Park in Volusia County. The applicant's plan to dredge to improve navigation involved removal of a large amount of material which would be used to improve his upland property. U. S. Army Corps of Engineers permit SAJSP (64-139) was being held pending Trustees' approval.

Upon motion adopted without objection, the Trustees approved issuance of permit for the work and sale of the material requested.

PALM BEACH COUNTY - File No. 1235-50-253.124. Upon motion by Mr. Larson, seconded and adopted, the Trustees formally approved the fill permit issued by the City of Boynton Beach on April 10, 1964, under provisions of Section 253.124 Florida Statutes, to fill the 0.922 acre parcel of submerged land conveyed by the Trustees to Fred R. Wilhelm under the referenced file number.

PALM BEACH COUNTY - The Florida Inland Navigation District on behalf of the United States of America requested a second corrective instrument showing a more detailed metes and bounds description of the additional right of way easement for the Intracoastal Waterway in Section 31, Township 40 South, Range 43 East and Section 6, Township 41 South, Range 43 East which was granted in Trustees' Instrument No. 22608 dated October 17, 1960. The description was corrected previously by easement authorized by the Trustees on October 31, 1961. Further surveys have been made of the area and a corrective easement was recommended.

Upon motion duly adopted, the Trustees approved issuance of corrective easement at no charge.

PASCO COUNTY - The State Department of Conservation recommended grant of State Permit to the Board of County Commissioners of Pasco County to construct an artificial reef South 9°05' East a distance of 48,000 feet from Anclote Light in Pasco County, in waters of the Gulf of Mexico 13 to 14 feet deep, recommended construction to be of concrete tire units and concrete culvert tile, and not automobile bodies due to the hazard of scattering during storms in relatively shallow bottoms.

Upon motion duly adopted, the Trustees authorized issuance of permit for the usual $50.00 fee.

ST. LUCIE COUNTY - On March 10, 1964 the Trustees authorized the Staff to work out satisfactory arrangement to secure payment of the balance due on Contract No. 22194(148-56) issued to Fort Pierce Port and Terminal Company for purchase of lands in St. Lucie County. For the record, the Trustees were advised that the company on April 14, 1964 tendered in full the payment of the balance due and a deed was issued.

The Trustees received the report with approval.

SARASOTA COUNTY - In order to use descriptions acceptable to the United States, Sarasota County requested re-issuance of perpetual right of way easement for navigation channel rights of way from the Gulf of Mexico through New Pass into Sarasota Bay in Township 36 South, Ranges 17 and 18 East, the new instrument to take the place of unrecorded instrument authorized by the Trustees on February 18, 1964. The descriptions used in the unrecorded instrument were referenced to a monument as shown on a recorded subdivision plat, however certain parcels excepted from those descriptions were referenced to section corners as shown on the government survey plats. Sarasota County acquired all of the parcels excepted in the unrecorded instrument and upon issuance of easement to the county, the county will convey to the United States by revised descriptions.

Upon motion duly adopted, the Trustees approved re-issuance of perpetual right of way instrument to the County of Sarasota as requested.

CAPITOL CENTER - Upon motion duly adopted, the Trustees on the recommendation of Terry C. Lee, Coordinator of State Institutions, granted sixty days extension of time to Jack G. Whiddon for removal of houses on property purchased for the Capitol Center from the Whiddon Estate, located on West Saint Augustine Street in Tallahassee, Leon County.

The Elliot Building - The Staff requested permission for the following repair work to the Trustees' office building by Western Waterproofing Company as recommended by Mr. Robert Brown of the Construction Division: additional waterproofing in the sub-basement, $125.00; repair of the vertical joints in the coping, $150.00. Mr. Kidd said the work was necessary for the protection of permanent records of the Trustees.

Upon motion adopted without objection, the Board authorized the work to be done and approved payment therefor.

Trustees' Office - Upon motion duly adopted, the Trustees authorized purchase of the following equipment for use in the Land Office Section:

1 IBM electric standard typewriter, courier type, one key change		$416.70
1 Jasper credenza with formica tops and rims #9SU-18, #9SU-4, #9SUT-58, extra shelf for #9SU-4 sliding door bookcase	Net	$171.00
1 chair, Gunlocke #588-PR, naughyde and G.P. seat, dark walnut to match desk, also colors to match existing chairs in office	Net	$ 59.50
1 desk #877LH Fleetline, walnut unit complete with modesty panels and with center drawer, to match existing equipment	Net	$265.00
1 chair #8317 Shaw Walker, gro-point upholstered seat and naughyde back, to match existing equipment	Net	$ 75.00

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 850 listing two regular bids for sale of land in Marion and Okeechobee Counties under the Murphy Act.

COLUMBIA COUNTY - Upon motion duly adopted, the Trustees approved issuance of easement to the State Road Department for right of way for State Road No. S-252 (Section 29600-2601) covering a small parcel containing 0.598 acre, more or less, in the E½ of NW¼ of SW¼ of Section 34, Township 4 South, Range 18 East, Columbia County, certified to the State of Florida under tax sale Certificate No.677 of 1934.

CITRUS COUNTY - Rountree Goodmon offered $350.00 for conveyance under the Hardship Act of 17½ acres of land in Citrus County certified to the State of Florida under tax sale Certificate No. (Bal.) 338 of 1932 described as the SE¼ of NE¼ of NE¼ and N½ of SW¼ of NE¼ of NE¼ and SW¼ of SW¼ of NE¼ of NE¼ in Section 15, Township 19 South, Range 17 East. The applicant claimed title by and through the former owner of the land, on a portion of which there is a small house on which homestead exemption is allowed. The record showed that all taxes were paid but not within the time prescribed by law to permit cancellation of the certificate.

Upon motion by Mr. Green, duly adopted, the Trustees authorized conveyance of the land under provisions of Chapter 28317, Acts of 1953, for the amount offered by the applicant.

MARION COUNTY - Moses Langston, et al, offered $100.00 for conveyance under the Hardship Act of eight acres, more or less, in Section 10, Township 15 South, Range 21 East, Marion County, certified to the State of Florida under tax sale Certificate No. (Part) 447 of June 6, 1904. Applicants were heirs of the former owner on June 9, 1939 and the record showed that the taxes were paid but not within the time prescribed by law to permit cancellation of the certificate.

Upon motion by Mr. Green, duly adopted, the Trustees authorized conveyance of the land under provisions of Chapter 28317, Acts of 1953, for the amount offered.

OKALOOSA COUNTY - Six applications were presented under the Hardship Act for conveyance of parcels of land in Okaloosa County on which in each case the then Clerk of the Circuit Court overlooked the tax sale certificates. The applicant was the former owner on June 9, 1939 in the first five applications listed below, and in the sixth, the applicant acquired title in 1939 from the former owner by warranty deed.

1. W. E. Duggan offered $400.00 for a 40 acre tract described as SE¼ of SW¼ of Section 1-4N-24W, certified under tax sale Certificate No. 293 of June 3, 1918.

2. W. E. Duggan offered $400.00 for SW¼ of NW¼ of Section 34-5N-23W, certified under tax sale Certificate No. 334 of September 5, 1921.

3. W. E. Duggan, doing business as W. E. Duggan Lumber Company, offered $800.00 for SW¼ of NW¼ and NW¼ of SW¼ of Section 26-4N-24W, certified under tax sale Certificate Nos. 328 and 329 of August 4, 1924 and 330 of August 4, 1924 for 1922 taxes.

4. W. E. Duggan, doing business as W. E. Duggan Lumber Company, offered $400.00 for SW¼ of SW¼ of Section 2-4N-24W, certified under tax sale Certificate No. 30 of August 6, 1917.

5. W. E. Duggan Lumber Company offered $470.00 for a parcel described as N½ of Gov't Lot 5 in Section 1-2N-24W, 47 acres, certified under tax sale Certificate No. Part 261 of July 2, 1934.

6. W. E. Duggan, doing business as W. E. Duggan Lumber Company, offered $60.00 for a 6-acre parcel in NE corner of Lot 1 in Section 28-6N-23W, certified under tax sale Certificate Nos. 111 of July 4, 1904 and 342 of September 5, 1921.

Upon motion by Comptroller Green, duly adopted, the Trustees authorized conveyance of the parcels applied for under provisions of Chapter 28317, Acts of 1953, for the amount offered in each case.

BREVARD, HILLSBOROUGH AND INDIAN RIVER COUNTIES - Upon motion adopted without objection, the Trustees authorized refunds to the applicants of amounts listed below for the reason that the State Road Department did not recommend release of the state road right of way reservations affecting the lands conveyed in the following Murphy Act deeds:

Brevard County Deed No. 1318 - Refund of $10.00 to Yoder Enterprises

Brevard County Deed Nos. 516 and 1045 - Refund of $20.00 to Edward L. Trader

Indian River County Deed No. 157 - Refund of $10.00 to Merriman, Boring and Sutherland

Hillsborough County Deed No. 4536 - Refund of $10.00 to Guaranty Title Company

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Upon motion duly adopted, the meeting was adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

SECRETARY

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Tallahassee, Florida
May 12, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture

William R. Kidd — Director and Chief Engineer

COLLIER COUNTY - File No. 1477-11-253.12. On March 17, 1964 the Trustees approved an exchange of lands in Section 9, Township 51 South, Range 26 East, Collier County, with the Jib Corporation subject to advertisement of the land for objections only. There were apparent discrepancies or errors in the original survey of 1875, investigation showing that Henderson Creek did not exist on the ground in the location shown by the original government survey. In order to clarify descriptions and reallocate land and water areas between private and public ownership, the Trustees approved transfer of title and payment of one-half of survey and engineering costs because of the importance of the information to the Trustees. The land was advertised for objections only in the Collier County News, proof of publication was filed and no protests were received.

Upon motion duly adopted, the Trustees authorized completion of the land exchange as explained in the minutes of March 17, 1964.

DADE COUNTY - File No. 1459-13-253.12. On March 31 the Trustees considered the application by E. M. Hauk and wife, abutting upland owners, with offer of the appraised price of $1987.00 per acre for purchase of a parcel of submerged land in the northern part of Biscayne Bay in Section 18, Township 53 South, Range 42 East, landward of the established bulkhead line in the City of Miami, Dade County. The 1.45 acre parcel, lying southerly of the easterly prolongation of the south line of N. E. 64th Street and northerly of the easterly prolongation of the north line of N. E. 62nd Street, was advertised for objections only in the Miami Daily News and proof of publication was filed in the Trustees' office. Central and Southern Florida Flood Control District waived objection.

Protest to the sale was filed by T. Christopher who said that filling would create pockets of stagnant water and the waterline should remain as it was. In view of the fact that the adjacent riparian owners did not object and all riparian owners had the same right to purchase out to the established bulkhead line, the Staff did not consider the objection sound.

Upon motion duly adopted, the Trustees overruled the objection and confirmed sale of the advertised parcel to the applicant at the appraised price.

INDIAN RIVER COUNTY - File No. 1476-31-253.12. On March 31 the Trustees considered application by Ernest R. Manierre and wife, abutting upland owners, with offer of the appraised price of $200.00 per acre for purchase of a parcel of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, containing 0.94 acres, more or less, westerly of and abutting Lot 42 of Ambersand Beach Subdivision No. 1, Plat Book 7, Page 8-A, Public Records of Indian River County, landward of the established bulkhead line which was fixed in connection with construction of U. S. Highway No. AIA. The land was advertised for objections only in the Press Journal, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the appraised price.

MANATEE COUNTY - File No. 1466-41-253.12. On March 24 the Trustees considered application by Walter S. Hardin, et al, abutting upland owners, to purchase a parcel of submerged land in Terra Ceia Bay in Section 10, Township 34 South, Range 17 East, containing 13.965 acres, more or less, landward of the established bulkhead line in Manatee County. The land was advertised for objections only in the Bradenton Herald, proof of publication filed and no objection received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicants at $240.00 per acre, the appraised price.

MANATEE COUNTY - File No. 1467-41-253.12. On March 24 the Trustees considered offer of the appraised price of $600.00 per acre from Roy T. Richards, abutting upland owner, for purchase of a parcel of submerged land in the Manatee River in Section 16, Township 34 South, Range 17 East, containing 3.635 acres, more or less, landward of the established bulkhead line in Manatee County. The land was advertised for objections only in the Bradenton Herald, proof of publication filed and no objection received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to Mr. Richards at the appraised price.

PALM BEACH COUNTY - File No. 1470-50-253.12. On March 31 the Trustees considered application from Benjamin W. Shapiro et al, abutting upland owners, with offer of the appraised price of $1383.75 per acre for a parcel of submerged land in Lake Worth in Section 26, Township 44 South, Range 43 East, in the Town of Palm Beach, containing 4.025 acres landward of the established bulkhead line in Palm Beach County. The land was advertised for objections only in the Palm Beach Post, proof of publication filed and no objection received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicants at the appraised price.

PALM BEACH COUNTY - File No. 1049-50-253.36. On February 20, 1962, the Trustees approved sale under Section 253.36 Florida Statutes to William W. Rogers at the appraised price of $500.00 per acre for 10.52 acres of permanently reclaimed bottom lands of Lake Okeechobee. The State Road Department requested deferment of issuance of the deed pending location surveys for State Road Nos. 25 and 80. Upon completion of surveys the State Road Department was granted dedication across the northerly part of the application area, reducing the area for sale to 5.11 acres described as reclaimed Lake Okeechobee bottom land in Fractional Section 10, Township 44 South, Range 36 East, lying between the meander line and the southerly right of way line of State Road No. 80, Palm Beach County.

Upon motion duly adopted, the sale was reconfirmed for the reduced amount of 5.11 acres.

APPLICATIONS FOR LAND

The following four application were presented from abutting upland owners for purchase of submerged areas riparian to their ownerships.

1. MONROE COUNTY - File No. 1500-44-253.12. G. A. Crawshaw on behalf of Alfred A. Yaska offered $300.00 per acre, value approved by Staff Appraiser, for a parcel of submerged land containing 0.63 acre in Section 27, Township 64 South, Range 35 East, on Long Key in the Bay of Florida, Monroe County.

2. MONROE COUNTY - File No. 1501-44-253.12. G. A. Crawshaw on behalf of Harvey H. Petitt, offered $300.00 per acre, the value approved by Staff Appraiser, for a parcel of submerged land containing 0.39 acre in Section 18, Township 63 South, Range 38 East, on Plantation Key in the Bay of Florida, Monroe County.

3. PALM BEACH COUNTY - File No. 1146-50-253.12. Brockway, Weber and Brockway, on behalf of the Cordova Holding Company, abutting upland owner, offered the appraised price of $3468.00 per acre for a parcel of submerged land in Lake Worth containing 0.159 acre in Section 22, Township 43 South, Range 43 East, in the City of West Palm Beach landward of the revised bulkhead line in Palm Beach County.

4. SARASOTA COUNTY - File No. 1502-58-253.12. William C. Strode on behalf of Charles H. Piper and wife, abutting upland owners, offered the appraised price of $475.00 per acre for a parcel of submerged land in Lemon Bay containing 0.35 acre in Sections 15 and 16, Township 40 South, Range 19 East, landward of the established bulkhead line in Sarasota County.

Upon motion duly adopted, the Trustees authorized the parcels of submerged land in the four applications above advertised for objections only.

SHELL LEASES - Presented to the Trustees as a matter of information was the following list of remittances from shell leases reported by the State Department of Conservation for the month of April, 1964:

Lease No.	Name of Company	Amount Reported
1788	Benton and Company	$10,569.19
1917	Fort Myers Shell Company	363.08
1718	Radcliff Materials	12,108.91
1504	Edison Shell Company	84.00
1684	Edison Shell Company	none
1504	Edison Shell Company (for February sales)	128.70
1703	Bay Dredging & Construction Co.	4,707.70
1703	Bay Dredging & Construction Co. (audit adjustment)	91.90
1917	Fort Myers Shell Company (audit adjustment)	436.35

The Trustees received the report.

ESCAMBIA AND SANTA ROSA COUNTIES - On May 5 the Trustees approved issuance of oil and gas drilling lease No. 2003 to M. F. Kirby and Edward T. Merry, executor of the Estate of Howard R. Merry, covering 48,771 acres of submerged land in Pensacola and Escambia

Bays. Request was made for refund in the amount of $104.00, being an adjustment of rental after elimination from the lease area of 520 acres owned by the City of Pensacola under Legislative grant.

Upon motion adopted without objection, the Trustees authorized issuance of refund to the lessee in the amount of $104.00.

BREVARD COUNTY - The United States Bureau of Land Management requested the State of Florida to delete from its pending Recreation Act Application (BLM 058460) Lot 26 in Section 19 and Lot 50 in Section 30 of Township 22 South, Range 37 East and Lot 1 in Section 9, Township 23 South, Range 37 East, containing 39.53 acres in Brevard County. The lots on Merritt Island were needed for the NASA Manned Luna Landing Program.

Upon motion, seconded and adopted, the Board consented to the deletion of the described tracts from the Trustees' application.

BREVARD COUNTY - File No. 1498-05-253.129. Upon motion duly adopted, the Trustees authorized issuance of disclaimer for $10.00 charge under provisions of Section 253.129 Florida Statutes covering 1.34 acres of sovereignty land now filled lying in the Banana River in Section 28, Township 26 South, Range 37 East, which was filled in 1941. Application was made by Snow and Campbell on behalf of the upland owner, D. M. Perdew and wife.

ORANGE COUNTY - Ken H. Hill made application for permit to take 500 cubic yards of fill material from bottoms of Lake Beauclaire in Section 6, Township 20 South, Range 27 East, riparian to his ownership to improve his uplands. The Game and Fresh Water Fish Commission recommended certain procedures for the dredging.

Motion was made and duly adopted that the Trustees approve issuance of permit for the requested amount of fill material for $25.00 charge, subject to applicant complying with permit regulations and recommendations of the Game and Fresh Water Fish Commission.

OSCEOLA COUNTY - C. A. Bailey requested refund of payment made for State Permit issued April 13, 1964 to take 5000 cubic yards of fill material from the bottoms of Alligator Lake, for the reason that sand in sufficient quantity was not found. The cost of the material applied for, based on standard yardage rates, was $250.00. Under the policy of the Trustees, $25.00 minimum processing fee was required for issuance of a permit and upon denial of an application to purchase fill material the entire amount of payment was returned. In the subject case, Staff recommended partial refund.

Upon motion duly adopted, the Trustees authorized refund to Mr. Bailey in the amount of $225.00 and cancellation of the permit.

PALM BEACH COUNTY - File No. 1043-50-253.12. The Trustees on February 20, 1962 deferred action at the request of the City of West Palm Beach on application to purchase submerged land in Lake Worth in Section 10, Township 43 South, Range 43 East, made by Brockway, Weber and Brockway on behalf of Marie G. Hitchcock (Moore). The applicant on May 5, 1964 requested withdrawal of the application and refund of the amount tendered as cash payment for the parcel of submerged land, $312.05.

Upon motion adopted without objection, the Trustees authorized refund to Leon A. Moore, in care of Brockway, Weber and Brockway, in the amount of $312.05.

PINELLAS COUNTY - Request was presented for formal approval of Modification of Dredge and Fill Permit No. 44-B issued to North Bay Company as assignee of Island Estates by the Pinellas County Water and Navigation Control Authority in meeting March 12, 1964. The original application was approved and work commenced prior to enactment of the bulkhead act and filling proceeded to date under provisions of Section 253.123 Florida Statutes, extensions of the United States Corps of Engineers permit and local approval.

Staff recommended that the permit be approved subject to the understanding that effective February 14, 1965, the owner will be required to comply with the full provisions of the bulkhead act prior to any further filling. Mr. Kidd explained that the bulkhead act specifically exempted work under Corps of Engineers permits in existence prior to its enactment, however the Staff recommended termination date.

Upon motion duly adopted, the Trustees formally approved the permit modification subject to the provision that effective February 14, 1965, compliance with all provisions of the bulkhead act will be required prior to any further filling.

VOLUSIA COUNTY - Venezia I, Inc., made final payment in the amount of $8,138.10 on behalf of Venezia A, Inc., Venezia B, Inc., and Venezia C, Inc., holders of Contract Nos. 21670, 21671 and 21672, respectively. The applicant requested, however, that issuance of deed be delayed until representatives of Venezia had opportunity to appear before the Trustees in connection with restrictions previously authorized to be included in the deed.

Without objection, it was so ordered.

TRUSTEES' POLICY - Bulkhead Lines; Dredge and Fill Permits. On March 6, 1964, the Staff submitted to each of the members a program for the reorganization of the Trustees' office which was accepted with minor modifications, and fully implemented. In addition, Staff recommendations included a redefinition of the cooperative working arrangement with the Department of Conservation. Following several conferences with Director Randolph Hodges and others from that department, a practical working relationship was evolved which over the past six weeks proved advantageous. Staff suggested that the following procedures be made a matter of policy and adhered to in the future.

1. Bulkhead Lines. All proposed bulkhead lines require a field inspection and report by the Trustees' staff. In addition, the Department of Conservation shall prepare a joint or concurrent report on the effects of the proposed line on marine resources which will become a part of the Trustees' staff report. The joint evaluation of these reports shall form the basis for the staff recommendation to the Trustees of the Internal Improvement Fund.

2. Dredge and Fill Permits. Where feasible, dredge and fill permits should be reviewed by the Department of Conservation prior to submission to the Trustees. If, in the judgment of the Department of Conservation, the proposed dredging is not in the public interest, the Department may suggest alternate areas or methods which are not objectionable from the standpoint of damage to marine resources.

   Excepted from this requirement will be navigation projects, both public and private, and those areas where a Board of Conservation report has previously been prepared which covers the general area.

3. Repayment for Services. In view of the increased workload which is being imposed upon the Department of Conservation by the Trustees' staff, the staff requests permission to budget $4,000 to repay the Department for field work in excess of that for which the Department has budgeted funds. All of the requested funds will be used to defray travel and special work requested by the staff in connection with bulkhead lines and dredge permits. We recommend that the above amount be allocated for the period March 15, 1964 to June 30, 1965.

Mr. Kidd said that in case of differing opinions regarding problems which would not be worked out in advance, explanation would be made to the Trustees on the area of disagreement. Senator Hodges expressed himself as being in full accord with the suggested procedures.

Upon motion adopted without objection, the Trustees approved as policy to be followed in the future the procedures recommended above for a cooperative working arrangement with the Department of Conservation for inspections and reports on bulkhead lines and dredge-fill permits including repayment to said Department of expenses for travel and special work requested by the Trustees' staff.

TRUSTEES' POLICY - Mr. Randolph Hodges submitted for concurrent approval of the Board of Conservation and the Trustees a memorandum statement of policies to be followed in administration of coastal construction regulations (see below), procedure for making application for State Permits (entitled "Information Concerning State Regulation of Coastal Construction" dated April 13, 1964, prepared by Division of Beaches and Shores) and coastal construction permit form.

These forms having been previously submitted to the members of the Board for inspection, without objection, were approved concurrently by the Board of Conservation and the Trustees of the Internal Improvement Fund.

MEMORANDUM

Subject: Coastal Construction Regulatory Program

By Attorney General Opinion 063-67, dated June 18, 1963, responsibility for regulating construction activity along the Florida shoreline seaward of mean high water was vested in the Division of Beaches and Shores of the Florida Board of Conservation. Prior to that time, since 1958, a regulatory program for this purpose had been carried out by the Trustees of the Internal Improvement Fund under their authority as owners and custodians of tidal and submerged lands.

Regulation of groin installation and other such coastal construction is extremely important to any overall beach preservation program which the Division of Beaches and Shores might seek to carry out, and in this sense the transfer of responsibility is proper and justified. Because the Trustees' program originated by administrative rather than legislative action, however, and the statutory basis for jurisdiction remains with the Trustees, it is indicated that this board should continue its function as titular agent for the State in this program. Furthermore, since the transfer of responsibility in this matter was unanticipated, it was impossible for the Department of Conservation to make adequate budgetary arrangements to support the needed regulatory program. These conditions have had a significant bearing on the development of the regulatory procedures outlined below.

Presented herewith for joint formal approval by the Board of Conservation and the Trustees of the Internal Improvement Fund are (1) a permit form to be used for authorizing coastal construction, and (2) a memorandum describing the nature and purpose of the program and setting forth the procedure for making application for permits. These items were prepared by the Division of Beaches and Shores and have been approved by the Attorney General's Office and the Trustees' Staff.

It is proposed that applications for coastal construction permits be made directly to the Division of Beaches and Shores. This agency, with such technical assistance as it may seek from outside sources, will conduct the necessary investigation to insure that the proposed construction is acceptable. For acceptable applications, the Division will manifest its favorable recommendation by submitting a completed permit form to the Trustees for formal approval and execution.

Matters of bond requirements, supervision and inspection of construction, and enforcement will be handled by the Division of Beaches and Shores. All records and files, including duplicates of the permits, will be maintained by the Division.

To help defray costs of processing permits, including field inspections when necessary, it is proposed that the $100.00 application fee formerly required by the Trustees be continued. This fee should be deposited directly into the operating account of the Division of Beaches and Shores. It is estimated that with the regulatory program in full force fees will average about $5000.00 per year.

Although the final responsibility for controlling coastal construction in the interest of beach preservation must unquestionably be assumed by the state government, as a practical matter such a program in many cases can more effectively be administered at the local level. Several counties and erosion control districts have already been active in this respect, and others have indicated a desire to institute regulatory measures supplementary to the state program. It is felt that in cases where these local authorities are property staffed it would be beneficial to all concerned for a large part of the state's regulatory function to be delegated to them. It would be necessary, of course, for the state to prescribe desirable criteria for local regulatory programs, and to reserve the right of final approval or rejection of individual applications. Such a move would be especially helpful to the applicant, as the need for a separate application directly to the state - in addition to those he must file with the federal and local governments - would be eliminated.

To assist the Division of Beaches and Shores in the prosecution of an adequate coastal construction regulatory program, it is respectfully requested that the Board of Conservation and the Trustees of the Internal Improvement Fund take formal action at this time on the following recommendations:

(1) That the permit form and the procedural memorandum presented herewith be approved and adopted for use.

(2) That the assignment of responsibility and the general administrative procedure outlined in this memorandum be approved to insure a proper working relationship between the Division of Beaches and Shores and the Trustees' Staff.

(3) That authorization be granted to the Division of Beaches and Shores to work with properly qualified local governmental authorities toward the delegation of a suitable part of the state's regulatory function in cases where such would be clearly beneficial.

Without objection, it was so ordered.

Upon motion duly adopted, the meeting was adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
SECRETARY

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Tallahassee, Florida
May 19, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture

William R. Kidd — Director and Chief Engineer

Upon motion duly adopted, the minutes of the meetings held on May 5 and May 12, 1964, were approved as submitted.

OSCEOLA COUNTY - File No. 1393-49-253.36. Walter W. Woolfolk, on behalf of the Estate of William C. Zipprer, applied to purchase 40.90 acres of reclaimed lake and river bottoms as an addition to Parcel No. 5 of the nine parcels totalling 458.19 acres in Townships 28 and 29 South, Ranges 29 and 30 East, sold by the Trustees on March 31, 1964. Parcel No. 5 in the original application contained 71.85 acres valued at $2,696.00 and the addition of 40.90 acres increased the cost to $4,471.00, for a grand total of $11,325.00 for all nine parcels. The value was approved by the Staff Appraiser. Applicant agreed to accept deed subject to flowage and storage surface easement to Central and Southern Florida Flood Control District which covered all of the land applied for.

Staff recommended sale of the additional land at the appraised price under provisions of Section 253.36 Florida Statutes.

Upon motion duly adopted, the Trustees confirmed sale of the additional 40.90 acres of reclaimed land to the applicant as recommended.

Also, the Board authorized correction of the minutes of March 31, 1964, to show the correct acreage of Parcel No. 9 in the Zipprer sale as 0.63 acre instead of 13.00 acres.

DADE COUNTY - Harold Abbott and Leo Landis, holders of Lease No. 1177 as a result of mortgage foreclosure sale on Miami River Realty Company, Inc., on March 13, 1964, requested approval of assignment of the lease to Canaveral Groves Development Company, Inc. Executed copies of assignment and acceptance, and surety bond in the amount of $5,000.00, were filed in the State Land Office as required by terms of the lease.

Staff recommended approval subject to removal of a small building which encroached on adjoining property. The new assignee agreed to indemnify and save the State and Trustees harmless from any and all claims arising out of existing encroachment placed on the premises by a former lease holder.

Upon motion by Mr. Green, duly adopted, the Trustees approved assignment of Lease No. 1177 to Canaveral Groves Development Company subject to removal of said building by new assignee within sixty days.

MONROE COUNTY - The State Road Department requested perpetual drainage easement covering a 20 by 20 foot parcel of submerged land in Florida Bay in Township 67 South, Range 25 East, on the Island of Key West in Monroe County. The parcel, abutting right of way of State Road No. 5 at the mean high water mark of the upland, was needed for improvement of the public road.

Upon motion adopted without objection, the Trustees granted to the State Road Department perpetual easement on the parcel requested.

MONROE COUNTY - In September 1963 application was submitted for campsite lease on Cowpens Bank off Plantation Key in Monroe County for the Florida Keys Outboard Club which proposed to ground a barge for club activities. In view of the Trustees' policy against leasing offshore areas on reefs, the Staff was not in a position to recommend leasing the site. Subsequently, when the club without authority located the barge on Cowpens Bank and did not comply with requests of the Staff for removal, the matter was referred to the office of the Attorney General who requested determination of the exact status of the barge.

Staff field investigation disclosed that the barge, being a fixed object rather than a floating vessel, required authorization by the Trustees. In the judgment of the Staff the barge clubhouse was illegally located on state-owned submerged land and should be ordered removed. A number of upland property owners objected to the location of the barge.

The Staff suggested that the clubhouse might be a worthwhile recreation project for authorization under permit if relocated at a suitable site which did not infringe upon rights of any upland proprietors. Also, Mr. Kidd suggested discussion of the project with the Outdoor Recreation Planning Committee.

Upon motion duly adopted, the Trustees authorized the Director to proceed along the lines discussed.

PALM BEACH COUNTY - Rubin Construction Company of West Palm Beach requested permit to remove fill material from Lake Okeechobee bottoms in the vicinity of the existing borrow pits of the State Road Department. The company offered ten cents per cubic yard for primarily low grade lime rock material for which there was a local need. The company had a contract with the State Road Department wherein material out of the bottoms of Lake Okeechobee was being used for road construction, and while the dredge was in place proposed to remove and stockpile the limerock. Deepening of the shallow lake was desirable and it appeared that a satisfactory arrangement might be worked out subject to conditions imposed by Central and Southern Florida Flood Control District and the Game and Fresh Water Fish Commission. Mr. Kidd requested authority to negotiate a lease provided that no misunderstandings would occur as to the separation of the material going onto State Road Department projects and that being sold by the contractor.

The Trustees directed Mr. Kidd to negotiate with the company for a lease to be reviewed by the Attorney General and brought back to the Board for approval.

VOLUSIA COUNTY - Submitted to the Board for formal approval was a bulkhead line adopted by the City of Ormond Beach by Ordinance No. 63-88 dated November 19, 1963, located about twenty feet offshore following the general configuration of the east and west shore lines of the Halifax River within the corporate limits. Because of the bulkhead line's close proximity to the shore, the Department of Conservation did not make concurrent field investigation. Trustees' Staff inspected and approved the line fixed by the city, however, recommendation was to withhold approval of a portion of the line in litigation. Bellemead Development Corporation, owners of considerable affected waterfront property, filed suit in Circuit Court of Volusia County objecting to the line as it limited development of submerged lands riparian to the firm's upland.

Upon motion by Mr. Green, duly adopted, the Trustees formally approved the bulkhead line established by the City of Ormond Beach on November 19, 1963, with the exception of that portion of the bulkhead line in litigation. TheTrustees withheld approval of the following segment: Begin at a point in the centerline of Domocilio Avenue, the same being the former north city limits line, and continue North along the West shore line of the Halifax River approximately 1.5 miles to the South property line of the Tomoka State Park.

OFFSHORE SALVAGE LEASES - Trustees' Policy. The Director discussed with the Trustees the matter of salvage leases and requested authority to undertake recovery of salvaged items from old wrecks. Under this arrangement, the salvage operators would be working under the direction and supervision of the Trustees' Staff and would be paid the usual percentage.

Without objection, the Trustees authorized the procedure suggested by the Director for recovery of relics.

Upon motion duly adopted, the meeting was adjourned.

Far Bryant
GOVERNOR - CHAIRMAN

ATTEST:
SECRETARY

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Tallahassee, Florida
June 2, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture
	William R. Kidd	Director and Chief Engineer

LAND SALES

PALM BEACH COUNTY - File No. 1188-50-253.12. On April 14 the Trustees considered application by H. C. Hartung, abutting upland owner, with offer of the appraised price of $1401.00 per acre for a parcel of submerged land in Lake Worth in Sections 3 and 4, Township 43 South, Range 43 East, 0.260 acre landward of the established bulkhead line in the City of West Palm Beach. The parcel was advertised for objections only in the Palm Beach Post Times and proof of publication was filed. On the advertised sale date, May 26, a quorum was not present and consideration was requested on this date.

Objection was filed by the City of West Palm Beach on the basis that it was the current policy of the City Commission to oppose all filling or sales which might lead to filling. It was explained that the city filed objections to sales within its bulkhead line as a basis for its exercise of discretion in the denial of permits to fill. The city requested, in event the land was sold, a 15-foot easement for storm drainage purposes over the south 15 feet of the North 136.25 feet of the submerged land in question. Applicant agreed to accept deed subject to the 15-foot easement.

Upon motion duly adopted, the Trustees overruled the objection and confirmed sale subject to provision in the deed for the 15-foot easement requested by the City of West Palm Beach.

PALM BEACH COUNTY - File No. 1385-50-253.12. On April 7 the Trustees considered application by Stafford B. Beach, et al, represented by Brockway, Weber and Brockway, with offer of the appraised price of $3633.50 per acre for a parcel of submerged land in Lake Worth in Section 22, Township 43 South, Range 44 East, 0.217 acre landward of the established bulkhead line in the City of West Palm Beach. The parcel was advertised for objections only in the Palm Beach Post-Times and proof of publication was filed. On the advertised sale date, May 26, a quorum was not present and consideration was requested on this date.

Objections were filed by the City of West Palm Beach. There was pending in the Circuit Court of PalmBeach County a quiet title suit in which the court was asked to determine ownership of the upland and based on study and recommendation of Assistant Attorney General Robert C. Parker, the Staff recommended deferment pending disposition of the litigation.

Attorneys Wilfred C. Varn and Paschal C.Reese were present on behalf of the applicants. Mr. Reese discussed the previous application by the Beaches which was opposed by the city, the opinion of the Attorney General upholding his clients' rights and issuance of disclaimer to the land filled prior to the bulkhead act. He requested approval of the sale subject to disposition of the litigation in favor of the Beaches.

Attorney John Evans of the City Attorney's office asked for deferment of the application as the title was in litigation between the city and the Beaches, who brought the suit. He said that other action might by some implication affect the suit.

Upon motion made by Mr. Green, seconded by Mr. Kynes and duly adopted, the application was deferred pending disposition of the litigation.

SARASOTA COUNTY - File No. 1485-58-253.12. On April 14 the Trustees considered application by Amherst R. Macartney, abutting upland owner, for a parcel of submerged land in Lemon Bay in Sections 15 and 16, Township 40 South, Range 19 East, 0.28 acre landward of the established bulkhead line in Sarasota County. The applicant offered $475.00 per acre, price approved by the Staff Appraiser. The land was advertised for objections only in the Sarasota Herald, proof of publication filed and no protests received. On the advertised sale date, May 26, a quorum was not present and consideration was requested on this date.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

PALM BEACH COUNTY - On January 14, 1964 the Trustees deferred action on a competitive sale of all that part of Section 22, Township 46 South, Range 35 East, lying west of the west right of way line of Levee L-23, containing 537.75 acres, more or less, in Palm Beach County. The land was offered for bids based on the starting offer of $100.00 per acre, however on the sale date no bids were received and the applicant, represented by Herbert C. Weiser, Secretary of Sun Dance Farms, Inc., confirmed the original offer on behalf of that firm and Fritz Stein, Jr.

Review and report made by the Staff Appraiser recommended rejection of the bid and offering the tract for lease only.

Upon motion by Mr. Kynes, seconded by Mr. Green and duly adopted, the Trustees accepted the recommendation and rejected the bid.

APPLICATIONS FOR LAND

TRUSTEES' POLICY - Mr. Kidd pointed out that there was some misunderstanding in regard to the procedure of advertising for objections only. Application by the riparian upland owner to purchase submerged land and advertising for objections does not constitute approval of the transaction by the Staff or a commitment by the Trustees to sell. The Governor explained that the procedure was the means of securing all the facts and any objections to an application. The members agreed that the policy should be made plain to the public. Mr. Conner said that the sale notice in current use did contain information that the Trustees reserved the right to decline to make sale of any or all of the land.

The Director was requested to take appropriate steps to clarify any misunderstanding and to make it plain that the policy of the Trustees regarding advertising for objections did not mean a commitment to sell the land.

INDIAN RIVER COUNTY - File No. 1511-31-253.12. Wakefield and Underwood on behalf of Elizabeth S. Halliburton et al, abutting upland owners, offered $200.00 per acre for 3.81 acres of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, landward of the established bulkhead line in the Ambersand Beach area, Indian River County.

Without objection, the Trustees authorized advertisement for objections only.

LEE COUNTY - File No. 1220-36-253.12. Thomas Alexander on behalf of Julius Wetstone, the abutting upland owner, applied to purchase submerged land surrounding Little Pine Island in Sections 14, 15, 22 to 27 inclusive, 34, 35 and 36 in Township 44 South, Range 22 East, and Section 2 in Township 45 South, Range 22 East, comprising 433.54 acres, more or less, within the established bulkhead line in Lee County.

Mr. Alexander asked to be heard regarding the price and presented J. Gordon Colcord, M.A.I. Appraiser, who explained the basis for his valuation of $50.00 per acre for the submerged land. Staff Appraiser William R. Weigel gave an analysis of his appraisal, reaffirming his $200.00 per acre valuation. After discussion and examination of the map of Little Pine Island, the members expressed the opinion that sale, if made, should be based on the Staff Appraiser's recommendation.

Upon motion by Mr. Green, duly adopted, the Trustees approved advertisement of the land for objections only provided the applicant accepted the $200.00 per acre price.

MARTIN COUNTY - File No. 1462-43-253.12. Crary, Crary and Crary on behalf of Arthur M. Dehon, abutting upland owner, offered the appraised price of $1750.00 per acre for a parcel of submerged land in the St. Lucie River in Section 32, Township 37 South, Range 41 East, 2.48 acres within the established bulkhead line in the City of Stuart, Martin County.

Upon motion duly adopted, the Trustees authorized advertisement of the land for objections only.

MONROE COUNTY - File No. 1509-44-253.12. Virgil W. Filer, the abutting upland owner, offered the appraised price of $300.00 per acre for a parcel of submerged land in the Straits of Florida in Section 14, Township 62 South, Range 38 East, 0.34 acre at Key Largo in Monroe County.

Upon motion duly adopted, the Trustees authorized advertisement of the land for objections only.

MONROE COUNTY - File No. 1457-44-253.12. On May 2, 1964, the Trustees deferred action for a field examination of the parcel of submerged land in Florida Bay in Section 28, Township 63 South, Range 37 East, 1.08 acres at Upper Matecumbe Key in Monroe County, applied for by Marcos W. Frisch, abutting upland owner. Based on an unfavorable report, Staff recommended against the sale.

Upon motion by Mr. Green, seconded by Mr. Conner and adopted, the Trustees denied the sale without prejudice.

MONROE COUNTY - File No. 1473-44-253.12. Authority was requested to issue state warrant in the amount of $50.00 to Thomas Gordon representing refund of fee submitted with application to purchase submerged lands at Big Pine Key, Monroe County. The application was denied at the Staff level based upon the findings in a field investigation that it was not in the best interest of the applicant or the State of Florida to convey the submerged lands.

Upon motion by Mr. Larson, adopted without objection, the Trustees authorized issuance of refund to Mr. Gordon in the amount of $50.00.

BULKHEAD LINES

BREVARD COUNTY - Staff recommended formal approval of a bulkhead line extension established by the City of Titusville Ordinance No. 1-1964 dated January 28, 1964, amending a bulkhead line previously established. The bulkhead line was located in the

Indian River 600 feet off or east of the east right of way line of New U. S. Highway No. 1, offshore from Lots 4 through 13 of Second Addition to Indian River City, Plat Book 2-73, in Section 26, Township 22 South, Range 35 East, Brevard County. The city gave assurance that the line would be incorporated into its new comprehensive bulkhead line. A concurrent field investigation was made by a member of the Trustees' Staff and a biologist of the State Department of Conservation.

Upon motion duly adopted, the Trustees formally approved the bulkhead line established by the City of Titusville on January 28, 1964.

BREVARD COUNTY - Referred to the Trustees for approval was a bulkhead line established by the Board of County Commissioners of Brevard County on December 19, 1963. The line was located on the easterly shore of Newfound Harbor.

A field investigation was made by the Staff, and recommended to the Board for approval was a segement of the bulkhead line, being all that portion lying offshore from Section 31, Township 24 South, Range 37 East, and a small portion of Section 6, Township 25 South, Range 37 East, except that part within the right of way of State Road No. 520. The State Board of Conservation concurred in the favorable recommendation.

Upon motion by Mr. Larson, duly adopted, the Trustees formally approved the recommended portion of the bulkhead line established by the Board of County Commissioners of Brevard County on December 19, 1963, on the easterly shore of Newfound Harbor.

MISCELLANEOUS

BROWARD COUNTY - J. B. Patterson of Patterson and Maloney, attorneys for and on behalf of Sunshine Drainage District in Broward County, requested the State of Florida Board of Drainage Commissioners to approve issuance of District Improvement Bonds in the amount of $2,131,000.00, said approval being required under provisions of Section 298.47 Florida Statutes. Mr. Kidd said the plans and proposals appears to be good, the information furnished was studied by the office of the Attorney General, and approval by the Trustees was a part of the legal requirements under the General Drainage Law of Florida.

Upon motion duly adopted, the Trustees of the Internal Improvement Fund, sitting as the State Board of Drainage Commissioners, approved the issuance of improvement bonds in the amount of $2,131,000.00 as requested by Sunshine Drainage District.

BROWARD COUNTY - Huston, Easthope and Davis, attorneys for and on behalf of the Dixie Drainage District in Broward County, requested the State of Florida Board of Drainage Commissioners to approve issuance of District Improvement Bonds in the amount of $481,000.00, said approval being required under provisions of Section 298.47 Florida Statutes. Mr. Kidd said the plans and proposals appeared to be good, the information furnished was studied by the office of the Attorney General, and approval by the Trustees was a part of the legal requirements under the General Drainage Law of Florida.

Upon motion duly adopted, the Trustees of the Internal Improvement Fund sitting as the State Board of Drainage Commissioners, approved issuance of improvement bonds in the amount of $481,000.00 as requested by Dixie Drainage District.

BROWARD COUNTY - Application was made by Hollywood Theatre-in-the-Sea, Inc., to construct a commercial dock at Lots 1 through 4 inclusive, Block 1, Hollywood Beach Second Addition in Broward County, with a pier which would span the public beach and extend out into the Atlantic Ocean approximately 1100 feet, and certain underwater attractions. Pursuant to City of Hollywood Ordinance No. 2283 passed December 4, 1963, on January 14, 1964 a special city referendum was held, resulting in approval of the proposition by a large majority of the electorate. The City Commission by Resolution 64-19 adopted March 4, 1964 agreed to lease to the developer for 99 years the air space rights over the public beach and city-owned property at an average rental of $1,200.00 per year. The area was zoned for such use and U. S. Corps of Engineers permit would be required.

The Staff recommended a commercial-type permit in view of the evidence furnished by the city, the investigation and the local support.

Upon motion duly adopted, the Trustees approved issuance of permit for the commercial dock installation for $100.00 charge.

DADE COUNTY - The City of Miami by resolution formally adopted by the City Commission requested dedication of submerged lands in Biscayne Bay in Section 18, Township 53 South, Range 42 East, within the boundaries of Northeast 62nd Street and Northeast 64th Street extended from the westerly shore of Biscayne Bay to the established bulkhead line.

Upon motion by Mr. Larson, seconded by Mr. Green and duly adopted, the Trustees approved dedication of the submerged land to the City of Miami for extension of the two streets.

DIXIE COUNTY - The State Board of Conservation on behalf of the Suwannee River Authority requested (1) perpetual easement for rights of way for the Suwannee River channel at its mouth over submerged bottoms of the river and the Gulf of Mexico in Township 13 South, Ranges 11 and 12 East, and also (2) three perpetual easements for spoil disposal purposes in the same area.

Upon motion by Mr. Larson, duly adopted, the Trustees granted request of Suwannee River Authority for the perpetual easement for rights of way and the three perpetual easements for spoil disposal.

GLADES COUNTY - Central and Southern Florida Flood Control District requested a corrective instrument to correct a slight error in the description in a perpetual easement issued pursuant to authorization by the Trustees in meeting on October 24, 1961, for right of way purposes for C-38 (Kissimmee River) over reclaimed and submerged land in Lake Okeechobee in Section 19, Township 38 South, Range 35 East, Glades County.

Upon motion by Mr. Larson, adopted without objection, the Trustees authorized issuance of the corrective instrument.

HENDRY COUNTY - Harry P. Johnson, attorney, requested disclaimer to remove what appeared to be a cloud on the title of the S½ of SE¼ of Section 34, Township 45 South, Range 29 East, Hendry County, by reason of a quitclaim deed dated March 12, 1908 from the L & N Railroad Company to the Trustees covering approximately 12,000 acres of land in settlement of litigation between said company and the Trustees. Quitclaim deed was issued to extinguish and nullify certain certificates issued in 1888 by the Trustees to Pensacola and Atlantic Railroad whereby the Trustees agreed to deed to the railroad the land when patented to the State by the United States. Title to the land in question did not pass to the State, as the land was patented by the United States to Ellie N. Perry on November 22, 1926.

Upon motion duly adopted, the Trustees approved issuance of disclaimer for handling charge of $10.00.

HIGHLANDS AND OKEECHOBEE COUNTIES - Upon motion by Mr. Larson, seconded by Mr. Green and duly adopted, the Trustees authorized issuance of perpetual easement to Central and Southern Florida Flood Control District for right of way purposes for the construction of a tie-back levee and bridge approach embankments over the submerged bottoms of the Kissimmee River in Sections 20 and 33, Township 36 South, Range 33 East.

MONROE COUNTY - E. R. McCarthy on behalf of the Key West Pipe Line Company offered $1000.00 for perpetual easement across the submerged bottoms of Florida Bay and the Straits of Florida at the Island of Key West and Stock Island for a pipe line for the United States Navy from the Naval Air Station at Key West to Boca Chica Field.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of perpetual easement to Key West Pipe Line Company for $1000.00 charge.

MONROE, PINELLAS, ST. JOHNS AND ST. LUCIE COUNTIES - The State Road Department applied for easements and dedications as follows:

1. Perpetual drainage easement across a small parcel of submerged land in the Straits of Florida in Section 6, Township 66 South, Range 33 East, Monroe County, for construction of drainage facilities for street improvements in Marathon on Key Vaca;

2. Dedication covering an area for right of way and channel improvement for State Road No. S-695 across the submerged bottoms of Cross Bayou in Sections 25 and 26, Township 30 South, Range 15 East, said area lying between the established bulkhead lines on each side of Cross Bayou in Pinellas County.

3. Dedication covering right of way for State Road No. 13 across the submerged bottoms of Trout Creek in Section 15, Township 6 South, Range 27 East, in St. Johns County.

4. Two temporary dredging areas in the Indian River in Section 21, Township 36 South, Range 41 East, and in Section 32, Township 35 South, Range 41 East, in St. Lucie County, for material to be used in construction of State Road No. A1A.

Upon motion by Mr. Green, seconded by Mr. Larson and duly adopted, the Trustees granted the requests of the State Road Department and authorized issuance of appropriate instruments.

PALM BEACH COUNTY - Boomer Boat Company, Inc., applied for permit for construction of a commercial dock in the Loxahatchee River at applicant's Lots 2, 3, 4 and 5 of Suni-Sands Subdivision in the Town of Jupiter, Palm Beach County. The application was approved by the Town Commission and Planning Board and no objections were made.

Upon motion by Mr. Larson, duly adopted, the Trustees authorized issuance of commercial dock permit for $100.00 charge.

PINELLAS COUNTY - Presented for formal approval was the fill permit approved May 28, 1964 by Pinellas County Water and Navigation Control Authority for filling certain submerged lands in Tampa Bay in Sections 17 and 20, Township 31 South, Range 17 East, in the City of St. Petersburg, Pinellas County, riparian to uplands. Title to the land was in the city, the Vinoy Park Hotel Company and John W. Barger under provisions of Chapter 7781 Laws of Florida, Acts of 1918 (Extraordinary Session).

Upon motion by Mr. Larson, seconded by Mr. Green and adopted without objection, the Trustees formally approved the fill permit issued by the Pinellas County Water and Navigation Control Authority.

CAPITOL CENTER - Presented to the Trustees with favorable recommendation of Mr. Terry C. Lee was the request made by C. L. Carter on behalf of Cities Transit, Inc., for thirty-day extension to evacuate the property in the capitol center previously purchased by the Trustees, occupied by the city bus company and Coleman Truck Sales.

Upon motion adopted without objection, the Trustees agreed to thirty-day extension for evacuation of the property.

Upon motion duly adopted, the Trustees adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

SECRETARY

* * * * * * * * *

Tallahassee, Florida
June 9, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Ray E. Green	Comptroller
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture
	William R. Kidd	Director and Chief Engineer

Upon motion duly adopted, the Trustees approved the minutes of the meetings of May 19 and June 2, 1964.

CHARLOTTE COUNTY - File No. 930-08-253.12. On October 10, 1961, the Trustees deferred action pending clarification of the objection by Charlotte County to application of T. E. Sondrol, abutting upland owner, to purchase a parcel of submerged land in Lemon Bay in Section 17, Township 41 South, Range 20 East, landward of the established bulkhead line, containing 2.36 acres in Charlotte County. The county objection was withdrawn provided the bayward extension of the area sought for purchase was reduced to a maximum of 100 feet offshore from the mean high water mark of the applicant's upland.

Application was reactivated for a reduced area of 0.89 acre. The applicant accepted the increase from $200.00 to a value of $500.00 reported by the Staff Appraiser.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale of the 0.89 acre parcel of land to the applicant at $500.00 per acre.

MARTIN COUNTY - File No. 1449-43-253.12. On March 24, 1964, the Trustees deferred action on application by the Palm Beach Company, abutting upland owner, to purchase 10.33 acres, more or less, of submerged land in the Indian River abutting uplands in the Hanson Grant in Township 38 South, Range 42 East, within the established bulkhead line of the Town of Sewall's Point in Martin County. Because of objections based on possible damage to natural marine resources, the Staff made a field investigation and proposed a modification of the bulkhead line and development plan which was accepted by the applicant. The Town of Sewall's Point was apprised of the position of the Staff in regard to pulling in the bulkhead line.

In view of the evidence of good faith by the applicant, modification of the application to avoid damage to marine resources, and in order not to delay the sale further, the Director recommended confirmation.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the Palm Beach Company at the appraised price of $302.48 per acre.

PINELLAS COUNTY - File No. 793-52-253.12. The application by Robert R. Tench, Trustee, abutting upland owner, for purchase of a tract of submerged land in Old Tampa Bay in Section 28, Township 29 South, Range 16 East, containing 21.3 acres, more or less, in Pinellas County within the established bulkhead line, was deferred on March 8, 1961 pending a judicial determination of ownership. The Pinellas County Water and Navigation Control Authority processed the application under the routine procedure and recommended denial based solely on the question of conflict of title.

The Second District Court of Appeals having ruled on the title in favor of the applicant, confirmation of the sale at the appraised price of $150.00 per acre was recommended.

Mr. Tench expressed appreciation for the help rendered by the Attorney General's office. He said that while the appraised value was fair the litigation had substantially benefited the Trust and therefore he asked the Board to consider the $1100.00 litigation costs and to recognize the benefit by a reduction of the price.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale at the appraised price and agreed to consider at a later date a formal request for assistance in the costs as suggested.

GLADES COUNTY - File No. 1508-22-253.36. Earl L. Marlow, abutting upland owner, offered the appraised price, $594.57 per acre, for a parcel of reclaimed lake bottom land in Lake Okeechobee in Sections 7 and 18, Township 40 South, Range 33 East, 0.85 acre landward of Levee L-49. The Director recommended sale to enable the applicant to perfect his title up to the levee which had actually cut the owner off from his riparian rights while also giving him protection from storms. Mr. Parker pointed out that sale of such reclaimed land was provided for in the statutes.

Upon motion duly adopted, the Trustees approved sale of the parcel at the appraised price without advertising, in accordance with the policy for sale of permanently reclaimed lake bottoms.

APPLICATIONS FOR LAND

The following five applications were presented from abutting upland owners for purchase of submerged areas riparian to their ownerships.

1. DUVAL COUNTY - File No. 1483-16-253.12. William C. Bostwick offered $250.00 per acre, Staff appraisal, for 6.33 acres of submerged land in Drummond Creek in Sections 20 and 21, Township 1 South,Range 27 East, within the established bulkhead line in Duval County.

2. DUVAL COUNTY - File No. 1503-16-253.12. M & M Terminal Warehouse Company offered $250.00 per acre, the Staff appraisal, for 25.1 acres of submerged land in the St. Johns River in Section 23, Township 1 South, Range 27 East, within the established bulkhead line in Duval County.

3. DUVAL COUNTY - File No. 1504-16-253.12. ZAB Ventures offered $250.00 per acre, the Staff appraisal, for 5.52 acres of submerged land in the St. Johns River in Section 23, Township 1 South,Range 27 East, within the established bulkhead line in Duval County.

4. INDIAN RIVER COUNTY - File No. 1514-31-253.12. S. P. Musick on behalf of H. L. Clark, Jr., offered $200.00 per acre, approved by the Staff Appraiser, for 1.756 acres of submerged land in the Indian River in Section 33, Township 30 South, Range 39 East, in the Ambersand Beach area within the established bulkhead line in Indian River County.

5. MARTIN COUNTY - File No. 1495-43-253.12. Alley, Maas, Rogers and Lindsay on behalf of Louis L. Delano offered $302.48 per acre, the Staff appraisal, for 2.97 acres of submerged land in the Indian River abutting uplands in the Hanson Grant in Township 38 South, Range 42 East, landward of the established bulkhead line in the Town of Sewall's Point in Martin County.

Upon motion duly adopted, the Trustees authorized the parcels of submerged land in the five applications above advertised for objections only.

MISCELLANEOUS

DUVAL COUNTY - Pursuant to action of the Trustees on March 10, 1964, field investigation was made on the application by J. J. Nelson for permit to construct a commercial dock in the Trout River at his waterfront upland Lot 9 in Lawton Subdivision of Panama Park according to plat recorded in Deed Book "AB", page 560, Duval County. The Director explained that the problem was a common one, where a commercial area met a single family residence zone without a buffer strip between. A compromise location was agreed upon by the applicant and objector, all required exhibits and $100.00 processing fee were filed.

Upon motion adopted without objection, the Trustees authorized issuance of State Permit to Mr. Nelson for commercial dock for $100.00 fee.

HILLSBOROUGH COUNTY - Port Sutton, Inc., applied for formal approval of a fill permit issued by the Board of County Commissioners of Hillsborough County under provisions of Section 253.124 Florida Statutes, to fill a parcel of submerged land in Hillsborough Bay in the Black Point area in Section 4, Township 30 South, Range 19 East. The permit authorized reactivation of work begun under a similar permit issued and formally approved by the Trustees on October 20, 1959 for the Port Sutton development.

Upon motion duly adopted, the Trustees formally approved the fill permit issued by Hillsborough County to Port Sutton, Inc.

LEE COUNTY - Without objection, the Trustees granted to the State Road Department a temporary easement to expire March 1, 1967, for dredging an area in Estero Bay in Sections 2 and 11, Township 47 South, Range 24 East, Lee County, for material to be used in the construction of State Road No. S-865.

The Director discussed the procedure for issuance of dredge and fill permits. He said that when material did not come up to expectations or the dredger actually got outside the designated area, the work had to be stopped until the State Road Department modified its request and proper permits were issued.

LEE COUNTY - Assistant Attorney General Robert C. Parker said that advice was received from Gilbert A. Smith, counsel for West Coast Inland Navigation District, that the Sunset Realty Corporation, a private corporation which purchased several hundred acres of submerged land in Lee County a few years ago, had taken legal action to enjoin said district from taking any action which would prevent the said corporation from receiving spoil material from the dredging operator who was awarded contract by the U. S. Corps of Engineers for widening and deepening the waterway. The Trustees' office received notice that application was made to the Corps of Engineers for dredge and fill permit, however no bulkhead line was fixed for the area for deposit of spoil. Information was that the firm had paid the additional costs to have the spoil pumped, however other spoil areas had already been designated. Mr. Parker said the Court had issued temporary injunction without a hearing and he thought the Trustees might want to petition the Court to intervene.

Mr. Kidd recommended that action be taken as this was a case similar to Island "B" in Fort Lauderdale except that it was reported before the filling. The policy of the Trustees, in compliance with Florida Statutes, was that in no instance should spoil material be placed on submerged lands until a bulkhead line was legally established (Section 253.122 Florida Statutes) and all spoil must be placed landward of the bulkhead line.

Upon motion by Mr. Green, seconded by Mr. Conner and adopted, the Trustees authorized the Attorney General to file motion to intervene in the case.

MONROE COUNTY - Upon motion duly adopted, the Trustees approved assignment of the interest of Ralph E. Lewis in Purchase Contract No. 22595(61-44) dated October 5, 1960 to Raymond A. Webb, holder of the remaining interest, executed copies of assignment and acceptance having been filed in the Land Office.

OKALOOSA COUNTY - The Florida Board of Forestry requested concurrence of the Trustees in quitclaim to the Good Hope Congregational Christian Church of one acre in the E½ of NE¼ of Section 18, Township 4 North, Range 25 West, on which parcel the church had inadvertently extended their cemetery. The church board agreed to pay $55.00 for the acre of land recently purchased by the Board of Forestry for the same price.

Upon motion duly adopted, the Trustees under Section 589.10, Florida Statutes, concurred in quitclaim of the land as requested by the Board of Forestry.

MARTIN COUNTY - File Nos. 1346 and 1347-43-253.12. On June 2, 1963, applications from A. A. Hendry, Jr., and Ocean Breeze Park, Inc., for purchase of submerged land in Martin County were presented to the Trustees with recommendation for advertisement for objections only subject to formal approval of the amended bulkhead line as submitted by Martin County and the Town of Ocean Breeze Park. Action on the amended bulkhead line was deferred for further review by the Trustees' Staff, which on this date advised the Trustees that a favorable recommendation could not be given.

Upon motion adopted without objection, the Board authorized refund of $100.00 to Crary, Crary and Crary, attorneys for the two applicants, representing the two application fees of $50.00 each submitted with the purchase applications.

Director William R. Kidd called attention to his memorandum of June 4, 1964, to the State Comptroller, copy of which was furnished to each of the members, on the financial position of the Internal Improvement Fund. Mr. Green said it was an excellent job bringing the Board up to date on the commitments made and showing the outstanding loans. He said it was evident that insufficient revenue would be received from land sales to meet commitments and some securities might have to be sold. He mentioned certain uncollectible items and advances of funds which were not expected to be repaid, and said that the Trustees were not in a position to grant further requests for advances.

Mr. Kidd called attention to the sums expended on drainage projects which were actually improvements to the land, on which the Trustees did not receive any reimbursement and the investment might be recovered only upon disposition of the land. He suggested that uncollectible accounts be written off the books and a depreciation schedule be allowed on Trustees' building, furniture and fixtures, to give a truer picture of the assets of the fund.

Upon motion by Mr. Green, seconded by Mr. Conner and adopted, the Trustees, in recognition of the public benefit received from the expenditures, authorized the Director to charge off the uncollectible items and those which were not expected to be paid back, and to use a depreciation schedule on the building, equipment and fixtures, as follows:

Advance to Board of Commissioners of State Institutions		$10,000.00
Co-op Project No. 1 (Exc)	$86,468.93	
Co-op Project No. 1 (PF)	69,035.00	
Co-op Project No. 2 (PF)	24,008.45	
Co-op Project No. 3	10,819.11	
Co-op Project No. 4	4,288.66	
		$194,620.15
Depreciation Schedule:		
Trustees' Office Building, per year (Estimated life 40 years)	$5,344.00	
Furniture and Fixtures, per year (Estimated life 10 years)	5,837.00	
		$11,181.00

The Staff was instructed to charge off the accounts as required by Section 17.04 Florida Statutes.

SUBJECTS UNDER CHAPTER 18296

REFUNDS - Upon motion adopted without objection, the Trustees authorized issuance of refunds in the amounts and to the applicants listed below, for the reason that the State Road Department did not recommend release of state road right of way reservations contained in the following Murphy Act deeds:

1. Dade County Deed Nos. 2845 and 2846, $20.00 refund to Sponder and Bloom
2. Duval County Deed No. 1838, $10.00 refund to James W. Lanier, Jr.
3. Hillsborough County Deed No. 4631, $10.00 refund to Guaranty Title Company
4. Orange County Deed No. 558, $10.00 refund to A. Edwin Shinholser
5. Seminole County Deed No. 550, $10.00 refund to Chelsea Title and Guaranty Company
6. Seminole County Deed No. 1191, $10.00 refund to Mack N. Cleveland, Jr.

LEE COUNTY - Emmett Anderson, attorney representing George J. Hallman, et al, requested disclaimer of interest in lime rock which might be held by the State under the oil and mineral reservation contained in Lee County Deed No. 586 dated December 30, 1944, conveying under provisions of Chapter 18296, Acts of 1937, the E½ of SW¼ of SW¼, less Railroad right of way and SE¼ of SW¼ lying and being in Section 7, Township 46 South, Range 25 East, containing 57 acres, more or less, in Lee County. The Attorney General said he reviewed a number of opinions by Attorneys General of the State, the latest in November 1963, and the Trustees had not asserted any claim to lime rock or fill dirt under the standard oil and mineral reservation. Assistant Attorney General Parker said that the policy of the Board was to limit issuance of disclaimers to those actually required and to issue one in this case might establish a precedent. Mr. Anderson explained that without a release his client could not make a sale to a buyer who insisted on the release, and he said an ex parte disclaimer would be acceptable.

Upon motion by Mr. Green, duly adopted, the Trustees authorized issuance of an appropriate ex parte disclaimer for $10.00 handling charge.

Upon motion duly adopted, the meeting was adjourned.

James W. Kynes
ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST:
SECRETARY

* * * * * * * * *

Tallahassee, Florida
June 16, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	Doyle Conner	Commissioner of Agriculture
	William R.Kidd	Director and Chief Engineer

Without objection, the minutes of the meeting of June 9, 1964 were approved as submitted.

LAND SALES

BREVARD COUNTY - File No. 790-05-253.12. On May 5, 1964 the Trustees considered offer of the appraised price of $1060.00 per acre from Edward Shablowski, abutting upland owner, for purchase of a parcel of submerged land in the Indian River in Section 34, Township 27 South, Range 37 East, containing 0.62 acres, more or less, landward of the established bulkhead line in the City of Melbourne, Brevard County. The land was advertised for objections only in the Melbourne Times, proof of publication was filed and several objections received were later withdrawn.

Upon motion by Mr. Green, duly adopted, the Trustees confirmed sale to the applicant at the price offered.

COLLIER COUNTY - File No. 1477-11-253.12. Pursuant to May 12th authorization for completion of the land exchange with the Jib Corporation involving lands in Section 9, Township 51 South, Range

26 East, Collier County, in order to clarify descriptions and reallocate land and water areas between private and public ownership, the exchange of land was advertised for objections only. However the Staff inadvertently included in the notice that the Trustees reserved 75% of phosphate and minerals and 50% of the petroleum. The lands, title to which the Trustees received from the Jib Corporation, carried 100% of the oil and minerals and the land to be deeded to the corporation was to be without reservation.

The Attorney General's office recommended readvertisement without the reservation. Notice was published in the Collier County News with proof of publication filed in the Trustees' office. Reconfirmation of the land exchange as previously authorized on March 17 and May 12 was recommended.

Upon motion duly adopted, the Trustees reconfirmed the land exchange.

DADE COUNTY - File No. 1287-13-253.12. On May 5 the Trustees considered application from Central Bank and Trust Company, abutting upland owner, with offer of $300.00 per acre approved by Staff Appraiser, for purchase of a parcel of submerged land in Biscayne Bay in Section 7, Township 57 South, Range 42 East, 39.0 acres at Elliott Key in the City of Islandia, Dade County, within the established bulkhead line. The land was advertised for objections only in the News Leader, Homestead, Florida, proof of publication was filed in the Trustees' office and no protest to the sale was received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised land to the applicant at the price offered.

MARTIN COUNTY - File No. 1126-43-253.12. On May 5 the Trustees considered application from Norman G. Decker, abutting upland owner, with offer of $353.14 per acre, approved by Staff Appraiser, for purchase of a parcel of submerged land in the Indian River in Section 22, Township 37 South, Range 41 East, containing 1.75 acres, more or less, landward of the established bulkhead line in Martin County. The land was advertised for objections only in the Stuart News, proof of publication filed in the Trustees' office.

Jack Best protested that sale and filling of the area within the bulkhead line was not in the public interest due to possible damage to natural resources. The Izaak Walton League waived objection to the Decker sale. It was explained that the application was in the Jensen Beach area where proposed extension of the bulkhead line to 600 feet was not approved, and that the Board of Conservation study of marine resources in the Indian River in the zone summarized that the bulkhead line should be held to 250 feet offshore with any dredging confined to water depths of six feet or greater. Staff recommended that the objection be overruled since the application was within 250-foot bulkhead line and other sales had been made.

Upon motion by Mr. Green, duly adopted, the Trustees overruled the objection and confirmed sale of the advertised parcel to the applicant at the price offered.

MARTIN COUNTY - File No. 1270-43-253.12. On May 5 the Trustees considered application from Russell M. Wright, abutting upland owner, to purchase a parcel of submerged land in the St. Lucie River in Section 5, Township 38 South, Range 41 East, containing 2.56 acres, more or less, westerly of and abutting that portion of Government Lot 3 of said Section 5, lying southwesterly of the right of way of U. S. Highway No. 1 landward of the established bulkhead line in the City of Stuart, Martin County. The land was advertised for objections only in the Stuart News, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection.

Upon motion duly adopted, the Trustees confirmed sale to Mr. Wright at $1666.73 per acre, the appraised price.

MARTIN COUNTY - File No. 1442-43-253.12. On May 5 the Trustees considered application from John A. Crawford, Charles L. Gay and Paul J. Ness, abutting upland owners, with offer of the appraised price of $840.57 per acre for purchase of three contiguous parcels of submerged land totalling 1.91 acres, more or less, in the Indian River in Sections 15 and 22, Township 37 South, Range 41 East, landward of the established bulkhead line in Martin County. Notice of sale was published in the Stuart News, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale to applicants at the appraised price.

Governor Bryant asked if there was any evidence that the reports and appraisals by the Staff Appraiser were of value in securing higher prices. He commented that recent prices usually were accepted by the purchasers without argument. Mr. Kidd said that in order to see the effect of having the services of Staff Appraiser William R. Weigel, a comparison had been made and evidence indicated that the State gained approximately $125,000.00 in an eleven month period over what might have been received using routine local appraisals for sales of submerged land.

The Trustees expressed approval of the information.

MARTIN COUNTY - File No. 1497-43-253.12. On May 5 the Trustees considered application from Ernest C. McGinness, abutting upland owner, with offer of the appraised price of $840.57 per acre for purchase of a parcel of submerged land in the Indian River in Section 23, Township 37 South, Range 41 East, containing 0.72 acre, more or less, landward of the established bulkhead line in Martin County. The parcel was advertised for objections only in the Stuart News, proof of publication filed and no protest received. Central and Southern Florida Flood Control District waived objection.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicant at the price offered.

MONROE COUNTY - File No. 1493-44-253.12. On May 5 the Trustees considered application from L.C. Santini, abutting upland owner, with offer of the appraised price of $350.00 per acre for purchase of a parcel of submerged land in the Bay of Florida in Section 32, Township 61 South, Range 39 East, containing 0.73 acre, more or less, at Key Largo in Monroe County. Notice of sale was published in the Key West Citizen, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Santini at the price offered.

PALM BEACH COUNTY - File No. 1033-50-253.12. On May 5 the Trustees considered application from T. Sendzimir, abutting upland owner, with offer of the appraised price of $1934.50 per acre for purchase of a parcel of submerged land containing 1.531 acres, more or less, in Jupiter Sound in Section 30, Township 40 South,Range 43 East, Gomez Grant, lying westerly of and abutting Lot 181 and the North 117 feet of Lot 182 of Jupiter Island, Gomez Grant, according to plat recorded in Plat Book 1, Page 80, Palm Beach County Public Records, less right of way for State Road No. 707. The land was advertised for objections only in the Palm Beach Post, proof of publication was filed and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Sendzimir at the appraised price.

PALM BEACH COUNTY - File No. 1082-50-253.12. On May 5 the Trustees considered application from Lulu M. A.Currie, abutting upland owner, with offer of the appraised price of $2995.50 per acre for a parcel of submerged land in Lake Worth in Section 27, Township 43 South, Range 43 East, containing 0.577 acre, more or less, in the City of West Palm Beach, Palm Beach County. Notice of sale was published in the Palm Beach Post and proof of publication was filed in the Trustees' office. Central and Southern Florida Flood Control District waived objection to the sale.

Protest to the sale from the City of West Palm Beach was based on the current policy of the City Commission to oppose all filling or sales which might ultimately lead to and facilitate filling. It was noted that the parcel was landward of the bulkhead line established by the City and formally approved by the Trustees.

Upon motion duly adopted, the Trustees overruled the objection and confirmed sale of the advertised parcel at the price offered.

PALM BEACH COUNTY - File No. 1084-50-253.12. On May 5 the Trustees considered application from Sallie S. Earman, abutting upland owner, with offer of the appraised price of $1701.00 per acre for purchase of a parcel of submerged land in Lake Worth in Section 27, Township 43 South, Range 43 East, containing 0.066 acre, more or less, in the City of West Palm Beach, Palm Beach County. Notice of sale was published in the Palm Beach Post and proof of publication was filed in the Trustees' office. Central and Southern Florida Flood Control District waived objection to the sale.

Objection from the City of West Palm Beach was based on the current policy of the City Commission to oppose all filling or sales which might ultimately lead to and facilitate filling. Protest received from Irene A. Samuels, owner of property approximately 500 feet south of the application, stated no grounds for the objection. It was pointed out that the parcel was landward of the bulkhead line established by the City and formally approved by the Trustees.

Upon motion duly adopted, the Trustees overruled the objections and onfirmed sale of the advertised parcel at the price offered.

PALM BEACH COUNTY - File No. 1461-50-253.12. On May 5 the Trustees considered application from Minerva G. Brown, J. Marvin Brown and wife, and James M. Brown, Jr., and wife, abutting upland owners, with offer of the appraised price of $1470.00 per acre for purchase of three contiguous parcels of submerged land in Lake Worth in Section 10, Township 45 South, Range 43 East, containing a total of 4.78 acres landward of the established bulkhead line in the Town of Hypoluxo, Palm Beach County. The land was advertised in the Palm Beach Post, proof of publication was filed and no protest received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale to the applicants on the basis of the appraised price.

GLADES COUNTY - File No. 1507-22-253.36. Carol Ann Davis, the abutting upland owner, offered the appraised price of $594.57 per acre for purchase of two parcels of reclaimed lake bottom land in Lake Okeechobee containing 0.664 acre, more or less, in Section 7, Township 40 South, Range 33 East, in Glades County. Mr. Kidd pointed out on the map the parcels the applicant desired to purchase lying between her upland and the levee, construction of which actually had cut the owner off from the lake. Also the road right of way had been taken without payment.

Upon motion duly adopted, the Trustees approved sale of the parcels at the appraised price without advertising, in accordance with the policy for sale of such reclaimed lake bottoms.

MONROE COUNTY - File No. 1510-44-253.12. Neblett, Yeomans and Sauer on behalf of Lonnie D. Herndon, abutting upland owner, offered $200.00 per acre, approved by Staff Appraiser, for a parcel of submerged land in the Straits of Florida containing 1.32 acre in Section 14, Township 67 South, Range 27 East, at Sugar Loaf Key in Monroe County.

Upon motion duly adopted, the Trustees authorized the parcel advertised for objections only.

MISCELLANEOUS

SHELL LEASES - Presented to the Trustees as a matter of information was the following list of remittances received by the State Department of Conservation on shell leases for the month of May, 1964:

Lease No.	Name of Company	Amount Reported
1788	Benton and Company	$14,746.91
1718	Radcliff Materials, Inc.	10,092.38
1703	Bay Dredging & Construction Company	7,184.90
1917	Fort Myers Shell Company	526.43
1504	Edison Shell Company (Audit adjustment)	19.40

The Trustees accepted the report from the Department of Conservation.

CHARLOTTE COUNTY - Upon motion duly adopted, the Trustees authorized perpetual easement to the West Coast Inland Navigation District over two small parcels of submerged land in Gasparilla Sound in Township 42 South, Range 20 East, requested for realignment of the right of way of the Intracoastal Waterway through the draw spans of the highway and SAL Railway bridges near Placida in Charlotte County.

DADE COUNTY - The District Engineer on behalf of the United States requested temporary easement to expire June 1, 1965, for spoil disposal purposes covering an area abutting the perpetual spoil easement granted by the Trustees on March 12, 1963 covering an area of sovereignty land in the Atlantic Ocean in Township 54 South, Range 42 East, in Dade County.

Without objection, the Trustees granted temporary easement to the United States over the area required for spoil disposal purposes.

LAKE COUNTY - L. T. Baxter applied for permit to dredge from the bottoms of Lake Eustis riparian to his property 1000 cubic yards of fill material to improve his uplands in Section 21, Township 19 South, Range 26 East.

Upon motion duly adopted, the Trustees authorized issuance of permit for $50.00 based on the standard yardage rate, subject to compliance by the applicant with permit regulations and recommendations of the Florida Game and Fresh Water Fish Commission.

MARTIN COUNTY - Upon motion duly adopted, the Trustees authorized correction of the minutes of January 10, 1956, recorded in Volume 24 of the permanent record book of minutes of the Trustees, in order to show $200.00 per acre as the price for which sale of a parcel of Martin County land was confirmed to H. C. Wood, et al, instead of $100.00 which was a typographical error.

PALM BEACH COUNTY - The State Road Department requested (1) a perpetual dedication over a parcel of submerged land in Lake Okeechobee in Section 26, Township 42 South, Range 36 East, for muck disposal, and (2) temporary easement to expire June 1, 1968, over a parcel of submerged land abutting the area in said perpetual dedication, for a borrow area for securing rock to be used in highway construction.

Upon motion duly adopted, the Trustees granted to the State Road Department perpetual dedication and temporary easement covering the areas requested.

PINELLAS COUNTY - Upon motion adopted without objection, the Trustees authorized issuance of State Permit to Herbert Dowling for construction of a commercial dock at his upland Lot 3 in Block 14, City of Treasure Island in Pinellas County, for which approval of the Pinellas County Water and Navigation Control Authority and $100.00 processing fee were filed in the Trustees' office.

PUTNAM COUNTY - Ellis E. Neder on behalf of Lakeside Hills, Inc., applied for permit to dredge approximately 5,000 cubic yards of fill material from bottoms of George's Lake riparian to his property to fill in low areas along the shore on his uplands in Section 13, Township 8 South, Range 24 East.

Upon motion duly adopted, the Trustees authorized issuance of permit for $250.00, based on the standard yardage rate, subject to compliance by the applicant with permit regulations and recommendations of the Florida Game and Fresh Water Fish Commission.

SARASOTA COUNTY - Florida Board of Conservation recommended approval of application from Venice Junior Chamber of Commerce, approved by the Sarasota County Commission, for an artificial reef composed of automobile tires, concrete pipes and tile, located 1.06 nautical miles from Venice Jetty Light and 1.07 nautical miles from Cupola (Venice Beach Casino) at 27°06' Latitude and 82°29' Longitude, in water depths of 25 feet at mean low water.

Upon motion adopted without objection, the Trustees authorized issuance of artificial reef permit for the standard processing fee, $50.00.

TRUSTEES' FUNDS - The Director of the Board of Conservation requested that the Trustees advance the sum of $40,947.70 to the Flood Control Account in order to match the non-federal share of construction costs for works of the Central and Southern Florida Flood Control District so that full advantage might be taken of available federal funds for this fiscal year. This advance would be in addition to the advance of $219,230.58 for the last fiscal year, and both advances were to be repaid to the Trustees from the Flood Control Account as soon as funds became available in the fiscal year 1964-1965.

Large outlays for both the capitol center and the loan to the Cross Florida Canal project were anticipated, and the Director advised that the Trustees' Fund had sufficient capital available to cover the requested loan to the District provided repayment was made as soon as possible after July 1, 1964. Report made last week to the Trustees on the financial position of the Fund was mentioned and Mr. Green said that the current request might be considered a book transaction for a short term. With the understanding that the full amount of both advances would be repaid, the Staff recommended the transfer of funds.

Upon motion by Comptroller Green, duly adopted, the Trustees agreed to advance the sum of $40,947.70 to the Flood Control Account for a short term loan with the provision that said amount and also the advance of $219,230.58 made in the 1962-1963 fiscal year would be repaid as soon as possible after July 1, 1964.

TRUSTEES' OFFICE - The Director recommended that Carl Jon Clausen, a marine archaeologist, be employed temporarily and be placed on the regular payroll beginning July 1, 1964, to work on certain projects for the Trustees.

Also, the Director requested authority for expenditure of up to $559.95 for purchase of diving equipment to be used by Mr. Clausen in his work for the State.

Upon motion by Mr. Green, duly adopted, the Trustees approved temporary employment of Mr. Clausen, employment on a regular basis beginning July 1, 1964, and authorized payment from Trustees' funds up to the amount of $559.95 for equipment.

TRUSTEES' OFFICE - Upon motion duly adopted, the Trustees approved purchase of one Aerial Land Ownership Atlas of Indian River County from J. M. Smedley, Publisher, Inc., of DeLand, Florida at a cost of $260.00 net, for use in the Trustees' office.

Upon motion duly adopted, the meeting was adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
SECRETARY

* * * * * * * * *

Tallahassee, Florida
June 23, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	James W. Kynes	Attorney General

William R. Kidd	Director and Chief Engineer

Upon motion duly adopted, the minutes of the meeting of June 16, 1964 were approved as submitted.

The following applications were presented from abutting upland owners for purchase of submerged areas riparian to their ownerships:

1. CHARLOTTE COUNTY - File No. 1518-08-253.12. F. E. Barkley, represented by Leo Wotitzky, offered the appraised value of $500.00 per acre for a parcel of submerged land in Lemon Bay in Section 17, Township 41 South, Range 20 East, containing 0.33 acre landward of the established bulkhead line in Charlotte County.

2. MONROE COUNTY - File No. 1516-44-253.12. Walter B. Weidler offered $300.00 per acre, price approved by Staff Appraiser, for a parcel of submerged land in the Bay of Florida in Section 9, Township 66 South, Range 32 East, containing 0.92 acre at Key Vaca in Monroe County.

3. MONROE COUNTY - File No. 1517-44-253.12. Thomas Costa offered $300.00 per acre, price approved by Staff Appraiser, for a parcel of

submerged land in the Bay of Florida in Section 9, Township 66 South, Range 32 East, containing 0.96 acre at Key Vaca in Monroe County.

Upon motion duly adopted, the Trustees authorized advertisement of the three parcels for objections only.

OFFSHORE SALVAGE - Advisory Committee. The Director requested approval of the addition of Dr. W. H. Sears and Dr. C. H. Fairbanks, both of the University of Florida, to the special committee appointed by the Trustees on March 31, 1964 to advise on matters pertaining to offshore salvage, disposition of relics, protection of historical material and other matters relative to preservation and enforcement as approved by the Trustees.

Also, request was made for authority to use one-half of the amount of $3,000.00, which the Trustees made available for committee expenditures during the next fiscal year, for expenses incurred in travel to meetings and the remainder for services of consultants.

Upon motion duly adopted, the Board approved the appointment of Dr. Sears and Dr. Fairbanks to serve on the advisory committee.

Upon motion by Mr. Green, adopted without objection, the Board approved expenditure of the $3,000.00 as requested by the committee.

OFFSHORE SALVAGE LEASES - The Director recommended approval of the following modifications, itemized as 1, 2 and 3 below, with reference to salvage operations in offshore areas in Brevard, Indian River, St. Lucie and Martin Counties under Lease Agreement No. 1329 between the Trustees and Real Eight Salvage Company, which lease or permit the office of the Attorney General ruled was in effect, operable and fully legal.

1. On March 6, 1960 the Trustees entered into a lease arrangement with the Real Eight Salvage Company. This lease was subsequently modified on March 30, 1961 but there was some discrepancy between the minutes and the modification. The office of the Attorney General has prepared a modification of the original lease which accomplishes the following:

   Cancels the modification of March 30, 1961;
   Defines the period of agreement;
   Defines the area of exploration;
   Grants exclusive rights on located wrecks and outlines the procedure for application and acceptance of exclusive rights;
   Refines methods of payment to the Trustees;
   Provides for audit and fiscal control;
   Preservation of artifacts;
   Policing;
   Protects rights of riparian owners;
   Preserves original lease except as amended herein.

2. Further, Real Eight Company, Inc., (formerly Real Eight Salvage Company) and another Florida corporation, Treasure Salvors, Inc., have entered into an employment contract whereby Treasure Salvors is employed to assist Real Eight in search and salvage. Normally, employment under the lease agreement does not require Trustees' approval. However, under paragraph 4(h) of the original contract any assignment of this lease requires approval of the Trustees, and the office of the Attorney General feels that there is some assignment of interest and we believe that this matter does

require approval of Trustees. The Staff recommends approval of the assignment since under this arrangement the two companies will not conflict in the field operations and from our standpoint division of recovered items is simplified.

3. Real Eight Company, Inc., has applied for eight exclusive sites for salvage operations. We recommend approval of these exclusive sites, subject to the following understanding:

   (a) Written consent of the upland riparian owner within five hundred feet of any salvage operation;

   (b) Redefinition of the exclusive areas when the entire area of the wreck can be defined.

The Attorney General said that Messrs Robert Parker and Kenneth Ballinger of his office had made a complete research of the lease, had worked with Mr. Kidd and met with representatives of the Real Eight and Salvors firms, the Staff had made a field examination, and in order that the State of Florida might get a more effective and beneficial return modifications of the lease were recommended which would clarify administration and mechanics. Mr. Parker and Mr. Ballinger discussed the lease and reasons for the modification.

The Trustees heard Rivers Buford, Jr., whose client, Oscar Ewing, desired to conduct salvage operations in cooperation with the State of Florida. Mr. Buford said his client located remains of a ship after exploration for about three years, met with the Trustees' Staff to get an operating agreement for sites within 500 feet from shore and did not intent to interfere with the Real Eight lease. He said he was ready a month or two ago, but when Mr. Ewing met with a man from the Trustees' office in the field to pin-point sites he was told they were already taken. He said he did not see how anyone could have a prior claim to work within the 500 foot mark as he had been told the Real Eight sites were some 2000 feet from shore.

Melvin A. Fisher of the Salvors firm, Charles Herring and Marshall Mitchell representing Real Eight, were heard. They said that after years of wave action, wrecks broke up and spread out sometimes over more than an acre of bottoms and scattered toward shore, and it would not be equitable to let another lessee salvage from the same wreck found by Real Eight after fifteen years of exploring. Mr. Fisher said there was no trouble in the past as long as Real Eight worked, researched and brought in artifacts to the museum but a few weeks ago when considerable treasure was found, only then did others become interested. Modification of the lease was requested to give the Real Eight firm exclusive lease on certain sites and to define administrative details which were necessary because of the nature of the materials found.

Mr. Kidd said the particular sites had been identified but there had been difficulty because of the maps submitted, and that only in one specific area was there a conflict. He also explained that the Staff member had been instructed that two applications could not be approved for the same site, and that Mr. Buford's client was asking for exclusive lease of an area about a mile long.

Upon motion made by Mr. Kynes, and duly adopted, the Trustees adopted the recommendations of the Staff numbered 1, 2 and 3 above, and authorized issuance of modification of the lease to Real Eight Co., Inc., with terms and provisions in compliance with said recommendations.

DADE COUNTY - On November 5, 1963 the Trustees approved request of Dade County for dedication of land to the county for expansion of the Trail Glades Park and Rifle Range for park and recreation purposes. The property was appraised at $27,440.00 for which drainage taxes were assessed by the Central and Southern Florida Flood Control District in the amount of one mill, or approximately $27.44 per year, which the Trustees had been paying. The Director asked for instructions as to future payment of the drainage taxes on the 548 acres dedicated to the county.

Governor Bryant suggested that Dade County be asked to agree to assume payment of the drainage taxes.

It was so ordered.

ORANGE COUNTY - John H. Willmarth applied for permit to dredge 500 cubic yards of material from bottoms of Lake Beauclaire to improve his upland property described as Lot C-3 of Haciendas Bonita Del Pinos Subdivision of Government Lots 3 and 4, Section 6, Township 20 South, Range 27 East, Orange County. Applicant tendered check for $25.00.

Upon motion duly adopted, the Trustees authorized issuance of permit to dredge the material subject to compliance with permit regulations and recommendations of the Game and Fresh Water Fish Commission.

ST. LUCIE COUNTY - General Development Corporation applied for permit to construct a commercial dock adjacent to property in Section 23, Township 37 South, Range 40 East, at the North Fork of the St. Lucie River. Applicant filed processing fee of $100.00 and copy of permit issued by the City of Port St. Lucie. Upon motion duly adopted, the Trustees authorized issuance of permit for commercial dock.

SARASOTA COUNTY - File No. 1344-58-253.12. With reference to the City of Sarasota marina and recreation area for which the Trustees previously dedicated approximately 16 acres of submerged land in Sarasota Bay in Section 19, Township 36 South, Range 18 East, the following requests received from Messrs. Kenneth Thompson and John Wood, authorized representatives of the city, were studied by the Staff and Assistant Attorney General Robert Parker and presented to the Board.

1. Request for dedication of an additional 2-acre parcel of land adjacent to lands heretofore dedicated to the city by instrument dated January 31, 1964, exact description of parcel attached to the application. Additional parcel was required for use as a breakwater to afford protection to the lands heretofore dedicated for public purposes.

2. Request for modification of the language contained in the instrument of dedication dated January 31, 1964 in the City of Sarasota, to delete the words "coffee shop" where said language appears in the following phrase: "along with a coffee shop food service facility".

3. Request for approval by Trustees of proposed lease agreement together with attached schedules numbered "A", "B" and "C", to be entered into by and between the City of Sarasota and Marina Mar, Inc., a Florida corporation, covering a portion

of the submerged lands dedicated to the city by instrument dated January 31, 1964.

As.to the first request, the Staff recommended dedication of the additional two acres without advertisement and that the instrument contain the identical restrictions and reversionary clauses as the original dedication, except as modified on this date.

The second request was also approved by the Staff in recognition of the representations made on behalf of the city as to need for such modification, the new instrument of dedication to be prepared on the basis of approval of this modification.

A review of the terms of the proposed lease agreement indicated that it was not in conflict with the terms of the instrument of dedication nor detrimental to the public uses for which the submerged land was dedicated, and therefore the Staff recommended approval of the proposed lease agreement between the City of Sarasota and Marina Mar, Inc.

After a brief discussion and further explanation by Mr. Parker, motion was made by the Attorney General and duly adopted that the Staff recommendations on the three requests of the City of Sarasota be approved as the action of the Board.

TRUSTEES' FUNDS - The Director requested authority for expenditure of Trustees' funds in the amount of $10,000.00 as contribution in the continuing cooperative agreement with the United States Geological Survey program of investigation of water resources of important lakes in Florida for the 1964-1965 fiscal year. The Trustees' contribution plus the sum of $9,750.00 contributed by certain counties and local agencies, or a total of $19,750.00,would be matched by federal funds.

Upon motion adopted without objection, the Trustees authorized issuance of warrant in the amount of $10,000.00 for participation in the cooperative agreement with the United States Geological Survey for the fiscal year commencing July 1, 1965, on the basis shown above.

SUBJECTS UNDER CHAPTER 18296

Upon motion duly adopted, the Trustees approved Report No. 851 listing one regular bid for sale of land in Holmes County under the Murphy Act, and authorized execution of deed pertaining thereto.

ALACHUA COUNTY - The State Road Department requested right of way easement for State Road No. 200 covering a parcel of land containing 0.028 acre, more or less, in Lots 2 and 3 of Block 35, Hawthorne, in Section 26, Township 10 South, Range 22 East. The parcel was certified to the State of Florida under tax sale certificate Nos. 7436 and 7437 of September 4, 1933, No. 2105 of August 3, 1931 and No. 1253 of August 2, 1909.

Upon motion duly adopted, the Trustees granted easement to the State Road Department as requested.

HILLSBOROUGH COUNTY - In order to secure federal aid for improvement and expansion of the present airport, the Hillsborough County

Aviation Authority requested non-use commitment of the oil and mineral reservations contained in Hillsborough County Murphy Act deeds affecting a portion of the land used in connection with the Plant City Airport. The non-use commitment was requested to run for a period of twenty years from September 8, 1968, the expiration date of non-use commitment granted by the Trustees for a period of twenty years from September 8, 1948, to the United States acting by and through its Department of Commerce, Civil Aeronautics Administration.

Upon motion by Attorney General Kynes, adopted without objection, the Trustees approved issuance to the Hillsborough County Aviation Authority of non-use commitment of the oil and mineral reservations contained in deeds affecting land used in connection with the Plant City Airport.

Upon motion duly adopted, the meeting was adjourned.

GOVERNOR - CHAIRMAN

ATTEST:
SECRETARY

* * * * * * * * *

Tallahassee, Florida
June 30, 1964

The Trustees of the Internal Improvement Fund met on this date in the Board Room of the Governor's Office in the Capitol.

Present:	Farris Bryant	Governor
	Ray E. Green	Comptroller
	J. Edwin Larson	Treasurer
	James W. Kynes	Attorney General
	Doyle Conner	Commissioner of Agriculture

William R. Kidd	Director and Chief Engineer

Upon motion duly adopted, the Trustees approved the minutes of the meeting of June 23, 1964, as submitted.

LAND SALES

BREVARD COUNTY - File No. 1474-05-253.12. On May 5, 1964 the Trustees considered application from Magnuson Properties, Inc., on behalf of Florida Shores Property No. 10,Inc., abutting upland owner, with offer of the appraised price of $756.00 per acre for two separate parcels of submerged land in the Indian River in Sections 29 and 30, Township 26 South, Range 37 East, containing a total of 5.67 acres, more or less, landward of the established bulkhead line in Brevard County. The land was advertised for objections only in the Melbourne Times, proof of publication filed in the Trustees' office.

Trustees' Staff requested deferment on account of protest received from Arthur Gustafson on behalf of F. H. Linder, an adjacent owner who was out of the country at the time.

Without objection, the Trustees deferred action on the sale.

MONROE COUNTY - File No. 1500-44-253.12. On May 12 the Trustees considered application from Alfred A. Yaska, abutting upland owner, with offer of $300.00 per acre, price approved by Staff Appraiser, for purchase of a parcel of submerged land in the Bay of Florida in Section 27, Township 64 South, Range 35 East, containing 0.63 acre, more or less, at Long Key in Monroe County. Notice of sale was published in the Key West Citizen, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Yaska at the price offered.

MONROE COUNTY - File No. 1501-44-253.12. On May 12 the Trustees considered application from Harvey H. Petitt, abutting upland owner, with offer of $300.00 per acre, price approved by Staff Appraiser, for purchase of a parcel of submerged land in Florida Bay in Section 18, Township 63 South, Range 38 East, containing 0.39 acre, more or less, at Plantation Key in Monroe County. Notice of sale was published in the Key West Citizen, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to Mr. Petitt at the price offered.

PALM BEACH COUNTY - File No. 1146-50-253.12. On May 12 the Trustees considered application from Cordova Holding Company, abutting upland owner, with offer of the appraised price of $3468.00 per acre for purchase of a parcel of sovereignty land in Lake Worth in Section 22, Township 43 South, Range 43 East, containing 0.159 acres, more or less, landward of the revised bulkhead line in the City of West Palm Beach, Palm Beach County. Notice of sale was published in the Palm Beach Post and proof of publication filed. Central and Southern Florida Flood Control District waived objection to the sale.

Protests based on possible damage to natural resources were filed by C. J. Wolfe, president of Palm Beach County Chapter of Izaak Walton League, and Miss Letitia Kent. Also, the City Commission of West Palm Beach filed protest based on its current policy of opposing all filling of riparian lands or sales which might ultimately lead to and facilitate such filling. The Director pointed out that objectors expressed approval of the revised bulkhead line within which the application area lay.

Upon motion duly adopted, the objections were overruled and sale confirmed in favor of the applicant at the appraised price.

PALM BEACH COUNTY - File No. 1404-50-253.12. On May 5, 1964 the Trustees considered application from New Era, Inc., and Thomas N.

Jarrell, Jr., et al, abutting upland owners, with offer of the appraised price of $5558.40 per acre for purchase of two contiguous parcels of submerged land in Lake Worth in Section 23, Township 44 South, Range 43 East, containing a total of 0.25 acre in the Town of Palm Beach landward of the established bulkhead line in Palm Beach County. Notice of sale was published in the Palm Beach Post, proof of publication filed and no protest to the sale was received. Central and Southern Florida Flood Control District waived objection to the sale.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcels to the applicants at the price offered.

SARASOTA COUNTY - File No. 1502-58-253.12. On May 12, 1964 the Trustees considered application from Charles H. Piper and wife, abutting upland owners, with offer of $475.00 per acre, price approved by Staff Appraiser, for purchase of 0.35 acre parcel of submerged land in Lemon Bay in Sections 15 and 16, Township 40 South, Range 19 East, landward of the established bulkhead line in Sarasota County. Notice of sale was published in the Sarasota Herald, proof of publication filed and no protest received.

Upon motion duly adopted, the Trustees confirmed sale of the advertised parcel to the applicants at the price offered.

GLADES COUNTY - File No. 1512-22-253.36. David L. McCain on behalf of J. O. Pearce, Sr., the abutting upland owner, offered the appraised price of $125.00 per acre for purchase of two tracts of reclaimed lake bottom land in Sections 24 and 25, Township 38 South, Range 34 East and Sections 25 and 36, Township 39 South,Range 33 East, containing 171.80 acres, more or less, in Glades County.

Upon motion by Mr. Conner, duly adopted, the Trustees approved sale of the land at the appraised price without advertising, in accordance with the policy for sale of reclaimed lake bottoms.

GLADES COUNTY - File No. 1513-22-253.36. Ernest W. Rogers, abutting upland owner, offered the appraised price of $594.57 per acre for purchase of a parcel of reclaimed lake bottom land in Lake Okeechobee in Sections 7 and 18, Township 40 South, Range 33 East, containing 0.51 acre, more or less, landward of Levee L-49.

Upon motion duly adopted, the Trustees approved sale of the land at the appraised price without advertising, in accordance with the policy for sale of reclaimed lake bottoms.

APPLICATIONS FOR LAND

The following applications were presented from abutting upland owners for purchase of submerged lands riparian to their ownerships:

1. MONROE COUNTY - File No. 1521-44-253.12. G. A. Crawshaw on behalf of the Florida Development Company, et al, offered the appraised price of $250.00 per acre for 10.1 acres of submerged land in the Straits of Florida in Section 2, Township 60 South, Range 40 East, Key Largo in Monroe County.

2. PALM BEACH COUNTY - File No. 1505-50-253.12. Hutcheon Engineers on behalf of Bert E. Schein offered $4989.40 per acre, price approved by Staff Appraiser, for 0.12 acre parcel of land in Lake Worth in Section 14, Township 44 South, Range 43 East, landward of the established bulkhead line in the Town of Palm Beach, Palm Beach County.

Upon motion duly adopted, the Trustees authorized advertisement of the two parcels for objections only.

LEASES

CHARLOTTE COUNTY - On December 31, 1963 the Trustees directed that the owners of unauthorized offshore buildings used as camp or fishing shacks be given a maximum of six months in which to enter into lease with the Trustees. With approval of the Department of Conservation and the State Board of Health, three lease arrangements were entered into for fish shacks already in existence in Bull Bay, Charlotte County, for lessees Ralph J. Brandon and Stephen R. Roddy, Clifford T. Daniels and Lindley Willis, and James A. Kelly.

Upon motion by Mr. Green, seconded and adopted, the Trustees approved the three leases for a term of one year, renewable for additional periods of one year at option of the Trustees, with rental of $10.00 per year and requirement of $1,000.00 bond to guarantee removal of the structure.

HIGHLANDS COUNTY - Mrs. Katherin M. Waggaman, holder of Grazing Lease No. 1360 expiring on July 10, 1964, requested renewal for three years. Current lease covered 1,415.08 acres in Township 35 South, Range 31 East, with an annual rental of $1.50 per acre and 180-day cancellation clause.

Recent appraisal reported only 425 acres suitable for part-time pasture, the balance being a swamp forest. Trustees' Appraiser in reviewing the appraisal recommended renewal of the lease for three years at $1.50 per acre per year under the same terms and conditions in the existing lease.

Upon motion by Mr. Conner, duly adopted, the Trustees approved renewal of the lease as recommended.

ST. LUCIE COUNTY - Albert N. Ashley, James Robert Gordy and Ken F.Gordy applied for exploration and salvage lease in the following described area: An area, the center of which is a point at 80°18'06" West Longitude and 27°30'37" North Latitude and covering a circle 1000 feet in radius therefrom, being in St. Lucie County, Florida. The area was distant from an existing exclusive lease.

Staff recommended approval of lease agreement which was prepared by the office of the Attorney General.

Upon motion duly adopted, the Trustees authorized issuance to the applicants of lease agreement prepared by the Attorney General.

ST. LUCIE COUNTY - In connection with action taken June 23, 1964 by the Trustees on the salvage lease held by the Real Eight Co., Inc., the Director reported that the office of the Attorney General had prepared the new lease agreement defining the exclusive sites within the area of the original lease as modified, in which the Real Eight firm would operate as approved by the Trustees.

Attorney General Kynes discussed briefly litigation involving the Trustees brought by an unsuccessful applicant for a salvage lease.

The Trustees accepted the reported information and reconfirmed issuance of the new lease describing the exclusive sites.

MONROE COUNTY - Pan American Petroleum Corporation requested permission to conduct offshore seismic operations on the west coast of Florida, for which the Board of Conservation granted a temporary permit and would assign a Conservation Officer to the boat conducting the work to prevent damage to marine and other natural resources. Map was furnished showing only one phase of survey being within Florida waters and on an area under oil and gas drilling lease No. 1011 held by the California Company.

Upon motion duly adopted, the Trustees granted approval for the seismic survey insofar as the interest of the Trustees extended, subject to receipt of evidence of approval by the California Company for the operation to be conducted in its leased area.

MISCELLANEOUS

BROWARD COUNTY - Upon motion adopted without objection, the Trustees granted to the State Road Department (1) perpetual dedication over a parcel of submerged land in Hillsboro Inlet in Sections 20 and 29, Township 48 South, Range 43 East, for construction of a bridge, and (2) temporary easement over an abutting area for construction of a detour facility, to terminate on completion of the new bridge.

HENDRY COUNTY - Koenig and Katz, attorneys for and on behalf of Bolles Drainage District, requested the Trustees, sitting as the State Board of Drainage Commissioners, to approve issuance of District Improvement Bonds in the amount of $300,000.00, said approval being required under the provisions of Section 298.47 Florida Statutes.

The Director explained that approval by the Trustees was a part of the legal requirements under the General Drainage Law of Florida. He said the Staff did not check the design and engineering work but examined the plans to see that they were drawn by a registered professional engineer licensed in Florida to do such work.

Mr. Larson suggested that approval be made subject to approval by the Attorney General. Governor Bryant also felt that the Board's responsibility in the matter should be looked into by the Attorney General before action was taken.

Upon motion duly adopted, the Trustees deferred action for a week pending examination and approval by the Attorney General.

LAKE COUNTY - Theodore A. Smith, Jr., requested refund of $25.00 which was tendered with application for fill material from Lake Umatilla. Application was also made to the Game and Fresh Water Fish Commission but no inspection was made because applicant decided against the work.

Upon motion adopted without objection, the Trustees authorized issuance of refund of $25.00 because of withdrawal of the application.

LAKE COUNTY - The Florida Game and Fresh Water Fish Commission recommended approval of application by the City of Clermont to remove approximately 1,000 cubic yards of fill material from Lake Minneola to use for improvement of a public beach on that parcel of land lying north and east of the Atlantic Coast Line Railroad, south of the waters of said lake and west of John's Replat, a subdivision in the City of Clermont in Section 23, Township 22 South, Range 25 East.

Upon motion duly adopted, the Trustees approved issuance of permit to dredge the material requested for a charge of $50.00 based on standard yardage rate, subject to compliance with permit regulations and recommendations of the Game and Fresh Water Fish Commission.

LAKE COUNTY - Eustis Kiwanis Club made application for approximately 500 cubic yards of sand to be dredged from the bottoms of Lake Eustis to provide a public beach on applicant's property described as unnumbered strip west of railroad and opposite Wilt, Park and Bates Avenue and City Park in Northshore Subdivision. The Game and Fresh Water Fish Commission investigated and approved the project.

Upon motion duly adopted, the Trustees approved issuance of permit to dredge the material requested for $25.00 charge, subject to compliance with permit regulations and recommendations of the Game and Fresh Water Fish Commission.

LEE COUNTY - Upon motion duly adopted, the Trustees granted to the State Road Department a temporary easement to expire July 1, 1968, over a parcel of submerged land in Big Carlos Pass of Estero Bay in Section 2, Township 47 South, Range 24 East, Lee County, to be used for a borrow area for securing material for highway construction.

PALM BEACH COUNTY - Upon motion duly adopted, the Trustees granted to the State Road Department a temporary easement to expire November 1, 1965, over a parcel of submerged land in Lake Okeechobee in Sections 35 and 36, Township 43 South, Range 35 East, Section 31, Township 43 South, Range 36 East, and Sections 4, 5, 6,9 and 10 in Township 44 South, Range 36 East, to be used as a borrow area for securing material for highway construction.

PINELLAS COUNTY - The Standard Oil Company of Kentucky applied for a permit to construct a commercial dock and ramp at a tract lying on South Mole at the Municipal Marina Basin in St. Petersburg, Pinellas County. The Pinellas County Water and Navigation Control Authority approved the application.

Upon motion duly adopted, the Trustees approved issuance of State Permit for commercial dock for $100.00 processing fee.

PINELLAS COUNTY - File No. 793-52-253.12. On June 9, 1964 the Trustees confirmed sale, at the appraised price of $150.00 per acre, to Robert R. Tench, Trustee, abutting upland owner, of a tract of submerged land in Old Tampa Bay in Section 28, Township 29 South, Range 16 East, containing 21.3 acres, more or less, within the established bulkhead line. The sale, deferred on March 8, 1961 pending litigation, was processed after ruling on the title by the Second District Court of Appeals in favor of the applicant. Mr. Tench accepted the price as fair but asked the Trustees for a reduction of the price in consideration of the litigation costs and recognition of benefit to the Trustees.

Formal request and statement of costs were submitted and Staff recommended allowance of actual costs of litigation, $1,138.83, as a credit against the purchase price of $3,195.00. No attorneys' fees were involved in the reported costs. Assistant Attorney General Robert C. Parker made further explanation confirming that the Trustees did benefit from the litigation resulting in determination of the land title.

Upon motion adopted without objection, the Trustees granted request by Mr. Tench and authorized issuance of deed for $2,056.17, allowing $1,138.83 as a credit against the full purchase price of $3,195.00.

SUBJECTS UNDER CHAPTER 18296

Upon motion by Mr. Larson, seconded and adopted, the Trustees approved Report No. 852 listing 3 bids for sale of Murphy Act lands in Seminole and Taylor Counties, and authorized execution of deeds pertaining thereto.

VOLUSIA COUNTY - Upon motion duly adopted, the Trustees authorized issuance of refund in the amount of $80.00 to The Deltona Corporation, applicant for release of state road right of way reservation contained in Volusia County Murphy Act Deed Nos. 940, 1020(2), 1443, 1526, 2776, 3614 and 3675, which reservation the State Road Department did not recommend released.

Upon motion duly adopted, the meeting was adjourned.

GOVERNOR - CHAIRMAN

ATTEST:

SECRETARY

* * *

TRUSTEES INTERNAL IMPROVEMENT FUND

BALANCE SHEET

AS OF JUNE 30, 1964

A S S E T S

CASH:		
Cash on Deposit with State Treasurer		$ 846,321.65
COLLATERAL SECURITIES:		
1 U. S. Treasury Bond		500.00
SECURITIES:		
Bond Investment (at cost)		2,049,421.67
RECEIVABLES:		
Installment Accounts	$1,386,468.61	
Unearned Interest	375,210.51	1,761,679.12
LOANS:		
St. Johns River Canal District	$ 40,000.00	
Florida Industrial Commission	190,000.00	
Land Acquisition Trust Fund	2,000.00	
Central & Southern Florida Flood Control District	260,178.28	
City of Deerfield Beach	25,000.00	
Department of Public Safety	149,965.42	
Supreme Court Law Library	9,530.67	
City of Pahokee, Fla.	113,594.04	
Oklawaha Basin	225,000.00	
Dead Lakes Water Management District	80,611.88	
Stephen Foster Memorial Commission	20,000.00	
Inter-American Center Authority	173,000.00	
State Board of Control	126,788.17	
Alterations to Sub-basement South Wing of Capitol	42,128.02	
Florida Keys Aqueduct Commission	113,000.00	
St. Augustine Historical & Preservation Commission	100,000.00	1,670,796.48
TOTAL ASSETS		$6,328,718.92

L I A B I L I T I E S

CURRENT LIABILITIES:			
Cash	$ 10,311.34		
Bond	500.00	$ 10,811.34	
Due State School Trust Fund		17,873.42	$ 28,684.76
RESERVE FOR COMMITMENTS:			
University of Florida	$ 1,308.39		
Florida Industrial Comm.	10,000.00		
Supreme Court Law Library	5,916.33		
Bd. of Co. Comm.-Citrus Co.	50,000.00		
Florida Keys Aqueduct Comm.	137,000.00		
St. Augustine Historical Restoration & Preservation Comm.	100,000.00		
Florida Cross State Canal	1,200,000.00		
Reserve for Acquisition of Land in Capitol Center	1,237,576.00	$2,741,800.72	
RESERVE FOR UNEARNED ASSETS:			
Land Sales Receivable	$1,761,679.12		
Loans Receivable	1,670,796.48	3,432,475.60	
RESTRICTED FUND BALANCE		$6,174,276.32	
UNRESTRICTED FUND BALANCE		125,757.84	
TOTAL FUND BALANCE			6,300,034.16
TOTAL LIABILITIES			$6,328,718.92

TRUSTEES INTERNAL IMPROVEMENT FUND

STATEMENT OF OPERATIONS

JULY 1, 1962 TO JUNE 30, 1964

E X P E N S E S

OPERATING EXPENSES:		
Salaries	$272,495.16	
Other Personal Services	22,394.66	
Postage	2,958.04	
Telephone & Telegraph	7,316.59	
Freight & Express	13.31	
Printing & Reproductions	7,255.57	
Maintenance - Equipment	1,845.10	
" - Building & Lawn	7,369.69	
Travel	17,539.08	
Utilities	8,341.41	
Legal Advertising	11,305.47	
Court Costs	1,614.30	
Other Contractual Services	893.46	
Recording Fees	220.15	
Fuel & Other Heating Supplies	803.60	
Janitorial Supplies	605.49	
Maintenance Materials & Supplies	336.39	
Gas, Oil & Lubricants	32.51	
Stationery & Office Supplies	6,610.66	
Other Materials & Supplies	48.80	
Insurance - Buildings & Equipment	1,509.66	
" - Workmen's Compensation	476.52	
Rental of Equipment	21.60	
Depreciation - Building	5,344.00	
" - Furniture & Fixtures	5,837.00	$ 383,188.22
NON-OPERATING EXPENSES:		
Special Taxes	$ 57,272.84	
Discount on Sales	28,926.01	
Cancellations of Contracts	10,563.14	
State School Trust Fund Control	677,959.39	
General Revenue Service Charge	128,064.51	
USGS Co-op Account	17,250.00	
State Bd. of Parks & Historical Memorials	1,296.80	
State Road Department - Co-op Account	21,570.20	
Maintenance of Cabinet Airplane	11,325.25	
Commissioner of Agriculture	132,179.22	
Pompano Beach Erosion Project	2,595.13	
Construction of Emergency Seat of Government	214.95	
City of Deerfield Beach	60,000.00	
Governor - Mansion Project	50,839.41	
" - Committee on Outdoor Advertising	1,000.00	
U. of Fla.-Special Services on Beach Erosion & Bay Problems	9,994.17	
U. of Fla.-Surveys & Analysis of Coastal Study	3,697.44	
St. Board of Conservation-Oyster Culture	48,640.00	
" " " " -Beaches & Shores	19,500.00	
St. Board of Conservation	15.00	
Bd. of Comm.of St.Institutions-A/C State Office Building, S.Adams Street	558,000.00	
Bd. of Comm.of St.Institutions-A/C Division of Corrections	988.75	
World's Fair Authority, Inc.	500,000.00	
Hillsboro Inlet Trust Fund	13,650.00	
Apalachicola River Project	2,000.00	
Remodeling Basement Area of Capitol Building	12,318.94	
Refunds	25,660.61	2,395,521.76
EXCESS REVENUE OVER EXPENSES		342,152.11
TOTAL EXPENSE		$3,127,862.09

R E V E N U E

DISCOUNT ON TAXES		$ 2,287.11
LAND SALES:		
Cash Sales	$967,456.69	
Contract Sales	520,581.11	
Deferred Interest	517,168.19	2,005,205.99
LEASE RENTALS:		
Shell	$ 15.00	
Farm	233,545.71	
Sand	91,972.14	
Grazing	10,058.23	
Mineral	3,157.65	
Oil	251,896.09	
Industrial	104,165.00	
Miscellaneous	21,424.07	716,233.89
INTEREST INCOME:		
Interest Earned on Contract Sales	$179,300.80	
" " " Past due Accounts	11,192.14	
" " " Securities	141,737.02	
" " " Loans	22,464.99	354,694.95
MISCELLANEOUS INCOME:		
Sale of Trustee Minutes	$ 317.45	
Fees Issuing Quitclaim Deeds	18,806.05	
" " Duplicate Deeds	20.00	
" " Corrective Deeds	50.00	
" " Disclaimers	565.00	
" " Verifax Copies	143.45	
" " Dock Permits	7,993.00	
" " Artificial Reef Permits	500.00	
" " Groin Permits	1,200.00	
Refund of Expenses	1,001.37	
Sale of Maps	8.00	
Subscriptions for Copies of Minutes	236.75	
Reimbursements - Legal Advertising	16,612.64	
Overpayment of Accounts	137.69	
Forfeiture of Funds due to Non-performance of Contract	1,848.75	49,440.15
TOTAL REVENUE		$3,127,862.09

TRUSTEES OF THE INTERNAL IMPROVEMENT FUND

STATEMENT OF RECEIPTS & DISBURSEMENTS

UNDER CHAPTER 18296 ACTS OF 1937

JULY 1, 1962 TO JUNE 30, 1964

RECEIPTS

Cash Land Sales & Miscellaneous Receipts	$80,665.00

DISBURSEMENTS

All Receipts Deposited to General Revenue Fund under Chapter 25068, Acts of 1949	$80,665.00

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